1947

File No. 774.4-2
Part 1

DEVELOPMENT (Land) DEPARTMENT

BRANCH

Subject:—

B

K

No. 245
K E

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File No.
811. Land. File 14-B

Protection Sheet

B cl
1982

Coll. Services Deptt.
E Branch.

177/46-E

Sub: Arbitration

Dispute between the Bharat Stg. & Wrg. Co. Ltd. Hubli and its employees

777/46

For immediate attention.

Office of the
Girni Kamgar Sangh, Hubli.
D/- 24th. May 1947.

No. 19

To,

The Commissioner of Labour,
Secretariat, Bombay.

Bombay.

Subject:- The proposed strike in the Bharat Spinning And Weaving Mills, Hubli avoidance of --

Sir,

I beg to state that a fresh dispute regarding wages, the Dearness Allowance etc., of the workers of the Bharat Mills, Hubli, which arose on 16th March 1948 could not be settled by the conciliation machinery. So the only course left open to us is to go on strike with a due notice to the management of the Mills. Apart from other complaints regarding the recent retrenchment of the night-shift workers in the mills the workers could not ignore erstwhile up their dispute that was pending long before the conciliation machinery. But, waiting up to the maximum time limit and having no other alternative course, the workers' duly elected representatives have now given a due notice of strike to the management, a copy of which has already been forwarded to you.

Needless to state that the workers discount un-necessary strikes and would be very glad to with-draw even the present notice and drop the proposed strike which falls due on 6th June 1947 provided their dispute is referred for arbitration to the Industrial Court, under section 49A of the Bombay Industrial Disputes Act, 1938.

I would, therefore, request you to kindly do all that is possible to avoid the strike, in time.

Yours faithfully,

(N.B. Hiremath)
Secretary.

POLITICAL SERVICES
777/46
E 2
7010

Copy forwarded with compliments to:-

1. The Chief Secretary to the Government of Bombay, Secretariat, Bombay.
2. The District Magistrate, Dharwar.

NOTICE OF STRIKE.

1. Bai Yallavva Chandappa,
2. Mr.Abdulsab Husensab,
3. Mr.Hanmantappa Krishnapur,
4. Mr.Mahammadgaus Abdulkarimsab,
5. Mr.Siddappa Holeyappa.

} Elected representa-tives of employees,

C/O. Girni Kamgar Sangh, Hubli.

Dated the 22nd May, 1947.

To,

The Manager,
The Bharat Spinning and Weaving Mills, Hubli.

Sir,

In accordance with the provisions of law regarding strikes (Bombay Industrial Disputes Act, 1938 and the order of the Government of India), we hereby beg to give you notice that the employees of your mills will go on strike on and from the 6th day of June 1947 from 6 A.M. in pursuance of their Industrial dispute of 16th day of March 1947, viz.,

1) the wages of all the workers should be increased by 100 per cent and the minimum wage should be fixed at Rs.30/-.

2) the dearness allowance should be fixed at Re.1/- per day per head and an additional amount of Rs.10/- should be given as grain allowance.

3) (a) as till now workers were given low wages, low dearness allowance & bonus, they should be given 12 months' bonus by way of relief.

(b) Bonus for 1945-46 and 1946-47 and the Victory Bonus should be given before the month of June 1947.

4) workers should be given 30 days' leave and 10 days' casual leave with pay per year.

5) all workers who had been discharged for having connection with the Girni Kamgar Sangh and who have been kept out of service in the mill during the period of 8th Nov.1938 to May 1946 should be re-instated. List of such persons is given in the Appendix attached herewith.

6) all workers should be provided with tickets, passes and cards in Kannada and the details of pay should be mentioned on the tickets as in Bombay and Ahmedabad.

7) all badli workers should be made permanent after scrutiny of their present cards, and

8 Maternity leave given should be of 3 months with pay. The pay should include all allowances given in the mill

Yours faithfully,

1. ಯಲ್ಲವ್ವ ಚಂದಪ್ಪ
2. T.M. of Abdulsab Husensab.
3. ಹನಮಂತಪ್ಪ ಕೃಷ್ಣಾಪುರ
4. ಮಹಮದಗೌಸ ಅಬ್ದುಲಕರೀಮಸಾಬ
5. ಸಿದ್ದಪ್ಪ ಹೊಳೆಯಪ್ಪ

Copy forwarded with
compliments to:-

1. The Chief Labour Commissioner,
Department of Labour, Go... of India,
New Delhi.
2. The General Secretary,
Indian Federation of Labour,
30, Faiz Bazar, Delhi.
3. The Chief Secretary,
to the Govt. of Bombay,
Secretariat, Bombay.
4. The General Secretary, Bombay Committee,
Indian Federation of Labour,
Ratilal Mansion, Parekh Street, Bombay 4.
5. The Commissioner of Labour,
Labour Office, Secretatiat, Bombay.
6. The Registrar, Bombay Industrial Disputes Act,
Wellington Cinema Bldg., Dhobi Talao
Bombay 2.
7 The Backward Class Officer,
Bombay Province, Poona.
8. The Asstt. Backward Class Officer,
Southern Circle, Dharwar.
9. The Government Labour Officer,
Central & Southern Divisions,
Sholapur.
10. The Secretary,
Girni Kamgar Sangh, Hubli.
11. The District Magistrate,
Dharwar.
12. The Sub- Divisional Magistrate, Hubli City.
13. The Manager,
Industrial Settlement, Hubli.

POLITICAL AND SERVICES DEPARTMENT
File No. 77/46
E 2 MAY 1941
696

Appendix.

List of persons to be re-instated.

1.	Mr.	Mahammad Ally Lalsab.	Weaving Carpend.
2.	"	Mariyappa Durgappa.	Engine Dept. Oi
3.	"	Mahadevappa Hammantappa.	Roving.
4.	"	Bharmappa Mariyappa.	Weaving.
5.	"	Durgappa Mariyappa.	Dyeing.
6.	"	Abdul-gani Abdul Rajak.	Dyeing.
7.	"	Matsendra Fakirappa	Weaving.
8.	"	Adamsab Rahimansab	Bundling.
9.	"	Durgappa Yellappa.	Bundling.
10.	"	Mallashi Dyavappa	Bundling.
11.	"	Aminsab Hasansab.	Bundling.
12.	"	Gurbasappa Mahadudrappa	Weaving.
13.	"	Yellappa Ayyappa.	Weaving.
14.	"	Anjunaya Mastanappa.	Dyeing.
15.	"	Sumitragouda Shridhara-gouda	Weaving.
16.	"	Peersab Allisab.	Weaving.
17.	"	Ningappa Mariyappa	Weaving.
18.	"	Shivappa Fakirappa	Weaving.
19.	"	Basappa Gadigeppa.	Roving.
20.	"	Yellappa Parsappa	Weaving.
21.	"	Ramu Tikasa	Weaving.
22.	"	Shantappa Yenkappa.	Weaving.
23.	"	Rajesab Adamsab.	Weaving.
24.	"	Ramachandra Appanna.	Weaving.
25.	"	Dyavappa Gangappa.	Ring.
26.	"	Marilingappa Choudappa.	Dyeing.
27.	"	[illegible] Mariyappa Durgappa	Trostle Sweeper.
28.	"	Chanmappa Basappa.	Weaving.
29.	"	Balappa [illegible]appa.	Ring.
30.	"	Basappa Shivappa.	Mixing.
31.	"	Ambaji Narsingappa.	Oiler.
32.	"	Gangappa Huchappa.	Weaving line jobber.
33.	"	Mahadevappa Huchappa.	Weaving.
34.	"	Abdul Ajij Abdul-rahiman	Weaving.
35	"	Mardansab Jamalsab.	Weaving.
36.	"	Huchappa Rudrappa.	Weaving.
37.	"	Yenkappa Sahadevappa	Weaving.
38.	"	Sangayya Basayya.	Weaving.
39.	"	Kondappa Eknath.	Warping.
40.	"	Nagappa Gadigappa.	Weaving.
41.	"	Fakirappa Gadigeppa.	Weaving.
42.	"	Goolappa Ningappa.	Dyeing.
43.	"	Bhaskarappa Narkappa.	Warping.
44.	"	Laksmappa Bheemappa.	Dyeing.
45.	"	Khajamiya Bedsab.	Sizing.
46.	"	Gurshiddappa Shiddappa.	Weaving.
47.	"	Bheemappa Kanakappa.	Roving.
48.	"	Hanamantappa Yenkappa.	Roving.
49.	"	Ningangouda Boregouda.	Fireman.
50.	"	Basappa Hanamappa.	Bundling.
51.	"	Maleppa Yallappa	Weaving sweeper
52.	"	Gangadhar Khandeppa	Weaving.
53.	"	Fakirappa Kanteppa.	Weaving.
54.	"	Basappa Bheemappa.	Bundling.
55.	"	Bharamappa Kallappa	Bundling.
56.	"	Hanamappa Kallappa.	Bundling.
57.	"	Fakirappa Basappa.	Bundling.
58.	Ba.	Fakiravva Rayappa.	Winding.
59.	"	Yamanavva Nagappa	Winding.
60.	"	Rahnavva-Chinnappa.	Winding.

61.	Bai	Chinnavva Bhaskarappa	Winding.
62.	"	Fakiravva Ramappa	Winding.
63.	"	Neelavva Fakirappa	Widning.
64.	"	Durgavva Yalpurdappa	Winding.
65.	"	Durgavva Dyavappa	Winding.
66.	"	Bheemavva Hanamappa.	Throstle.
67.	"	Kamalavva Basappa.	Winding.
68.	"	Kashevva Kallappa.	Reeling.
69.	"	Hushenbi Khajamiya.	Reeling.
70.	"	Mariyavva Gyanappa.	Reeling.
71.	"	Khajabi Modinsab	Reeling.
72.	"	Duragavva Hanamappa.	Reeling.
73.	"	Hushsnamma Modinsab	Waste picker.
74.	"	Bheemavva Vithappa.	Winding.
75.	"	Shivanavva Hanamantappa.	Winding.
76.	"	Fakiravva Yellappa.	Winding.
77.	"	Ayyavva Gundappa.	Reeling.
78.	"	Rahimbi Sayedsab	Reeling.
79.	"	Mallavva Yellappa.	Reeling.
80.	"	Durgavva Hanamappa.	Reeling.
81.	"	Muddavva Lachmappa.	Reeling.
82.	"	Jannatbi Khajesab.	Reeling.
83.	"	Aminbi Ghudusab.	Reeling.
84.	"	Marevva Fakirappa.	Reeling.
85.	Mr.	Mallappa Fakirappa.	Mixing.

.....

Seva Dal Associates

DIRECTOR :
DR. N. S. HARDIKER
HUBLI.

ORGANISER :
MR. S. V. INAMDAR,
BOMBAY.

L- 777/46
E 19
7030

Camp Hubli Date 23.5.47

Dear Nanda ji

"The Girni Kamgar Sangha" of Hubli which is conducted by Mr. N.B. Hiremath has given notice of a strike. It is to begin on the 6th of June.

You know they struck sometime ago and the dispute was referred by you to the Arbitration Court Here comes another strike.

What should be the attitude of "The Rashtreeya Girni Magdoor Sangha" Conducted by "The Hindustan Magdoor Sarak Sangha"? Of course, the mill management is irreconcilable and incorrigible. They must be taught

a lesson. ~~Pl~~ Should we wait? Should we join hands with the strikers? What should we do?

Please do write to me in time and let me know what to do.

With Kind regards

Yours brother
N. S. Hardikar

H. M. has directed that a detailed report - and a copy of the strike notice should be called for from the Labour Officer, Sholapur, immediately

Ure
26/5/42

by 28/5 DS.

POLITICAL AGENCIES
DEPARTMENT
File No. 777/46.
2 MAY 1946
Serial No. 7015

BOMBAY
24 MAY 1946

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

No. 4377

Received here at _____ H. _____ M.

26 Ste 50

X Dg Dharwar

Restis Bombay

please refer strike notice dated twentysecond instant given by bai. yellava chandappa and four others to the management bharat mills hubli stop likelihood of breach of peace please move government to refer the dispute for arbitrat under section 49 a of the b d act = Dstrate

21MW
Bgm 11
Dg Rly

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, serial number (in the case of foreign telegrams only) office of origin, date, service instructions (if any) and number of words.

This form must accompany any enquiry respecting this telegram

P. & S.D. (E)

Submitted with ref. to H.M's O.N. D/ the 26-5-47 at p. 12 ante.

In this connection pl. see the strike notice p3 given by the representatives of the employees of the Bharat Spg. and Wvg. Mills, Hubli to their management and the D.M Dharwar's telegram 11/3 recommending reference of the dispute to arbitration under sec. 49-A of the B.I.D. Act. In view of this a report re: the strike noted above called from the G.L.O Scholarship ~~and "directed by H.M."~~

The "proposed" strike is sponsored by the Kamgar Sangh Hubli and is scheduled to begin from the 6-6-47. It is understood from the Labour Office that the conciliation proceedings in respect of this dispute have ended in failure. The failure report has not however, been received in this office so far.

A draft notification referring the dispute to arbitration under the

the B.I.D. Act is put up for approval. The demands of the employees are mentioned in the strike notice at p. 3 ante. In regard to demand 3(6) it may be stated that Govt. has been consistently omitting from reference to arbitration demand re: Victory Bonus and the words and the Victory Bonus appearing in demand No. 3(6) should therefore, be omitted.

BS 27/5/47

O.M.D. 27/5/47.

The demand re: Victory Bonus was omitted from reference to adjudication under D.O.F.I. while B.I.A. which empowered Govt. to refer all or any matters in dispute to adjudication. Under the Legislation of the B.I.D. Act Govt. can refer an industrial dispute to the arbitration of the Industrial Court and all the demands included in the strike charge, including the Victory Bonus demand with, I think, have to be included in the adjudication.

L 27/5

H.M.(Lab)

28/5

L 29/5

P&SD.(E)

Resubmitted, with the draft notice at pp. 17-19 post.

has ——— (Pl. see p. 20 post)

Roll. & Services Deptt. 17

Bx. 30 May 1947.

Notification.

No. 777/46 — Whereas an industrial dispute has arisen between the Bharat Sfg. and Mfg. Co. Ltd., Hubli, and its employees, regarding the demands specified in Annexure A

And whereas the Bovl. Govt. is satisfied that a breach of the public peace is likely to occur

Now therefore in exercise of the powers conferred by sec. 49-A of the B.I.D. Act, 1938, (Bom. XXV of 1938) the Govt. of Bombay is pleased to refer the said industrial dispute to the arbitration of the Industrial Court constituted under sec. 24 of the said Act.

Annexure "A".

(Enter A-A on p. 3 ante.) → 1. The wages of all the workers should be increased by 100 per cent the minimum wage being fixed at Rs 30/- p.m.

* The demands mentioned in the Notice of Strike have been checked with those in the notice of change VI. See Shop 'W' (Union Office Ph [illegible])

Bx.

2. The D.A. should be fixed at Re.1/- per day per head and an addl. amount of Rs. 10/- should be given as grain allowance

3(a) All the workers should be paid 12 months' leaves by way of relief to compensate for the low wages low D.A. and leaves hitherto paid.

(b) Bonus for 1945-46 and 1946-47 should be paid before the 1st month of June 1947.

4. All workers should be given 30 days' leave and 10 days' casual leave with pay per year.

5. The workers specified in Annexure "B" who have been discharged for having connections with the Girni Kamgar Sangh and who have been kept out of service in the mill during the period from 8th Nov. 1938 to May 1946 should be reinstated.

6. All workers should be provided with tickets, passes and cards in Kannada and the details of pay should be mentioned in the tickets

28

is done
as in Bombay and Ahmd.

7. All badli workers should be made permanent after scrutiny of their present cards.

8. Maternity leave for 3 months shd. be given with pay which should include all allowances given to the badli female workers.

Annexure "B".

(as at pp. 7-9 ante)

By Order etc.,

31/5/47

Dy. Secy. to Govt.

27-5-47.

27/5/47

31/5/47

has been modified as indicated in D.S.'s note of 27.5.47 at p. 16 ante. It may now issue. The accompanying letter to the President, Ind. Court may also issue

DS.
30.5.47.

D.S.

30/5/47

POLITICAL AND SERVICES DEPARTMENT.

Bombay Castle, 30th May 1947.

No. 777/46.—Whereas an industrial dispute has arisen between the Bharat Spinning and Weaving Company Limited, Hubli, and its employees, regarding the demands specified in Annexure " A ";

And whereas the Provincial Government is satisfied that a breach of the public peace is likely to occur;

Now, therefore, in exercise of the powers conferred by section 49-A of the Bombay Industrial Disputes Act, 1938 (Bom. XXV of 1938), the Government of Bombay is pleased to refer the said industrial dispute to the arbitration of the Industrial Court constituted under section 24 of the said Act.

Annexure " A

(1) The wages of all the workers should be increased by 100 per cent. and the minimum wage should be fixed at Rs. 30.

(2) The dearness allowance should be fixed at Re. 1 per day per head and an additional amount of Rs. 10 should be given as grain allowance.

(3) (*a*) As till now workers were given low wages, low dearness allowance and bonus, they should be given 12 months' bonus by way of relief.

(*b*) Bonus for 1945-46 and 1946-47 and the Victory Bonus should be given before the month of June 1947.

(4) Workers should be given 30 days' leave and 10 days' casual leave with pay per year.

(5) All workers who had been discharged for having connection with the Girni Kamgar Sangh and who have been kept out of service in the mill during the period of 7th November 1938 to May 1946 should be re-instated. List of such persons is given in the Annexure " B ".

(6) All workers should be provided with tickets, passes and cards in Kannada and the details of pay should be mentioned on the tickets as in Bombay and Ahmedabad.

(7) All *badli* workers should be made permanent after scrutiny of their present cards, and

(8) Maternity leave given should be of 3 months with pay. The pay should include all allowances given in the Mill.

Annexure " B "

1.	Mr. Mahammad Ally Lalsab ...	Weaving Carpenter.
2.	Mr. Mariyappa Durgappa .... mantappa ...	Engine Dept. Oiler. Roving.
3.	Mr. Mahadevappa Han	
4.	Mr. Bharmappa Mariyappa.	Weaving.
5.	Mr. Durgappa Mariyappa . .	Dyeing.
6.	Mr. Abdul-gani Abdul Rajak ...	Dyeing.
7.	Mr. Matsendra Fakirappa ...	Weaving.
8.	Mr. Adamsab Rahimansab.	Bundling.
9.	Mr. Durgappa Yellappa ...	Bundling.
10.	Mr. Malleshi Dyavappa ...	Bundling.
11.	Mr. Aminsab Hasansab ...	Bundling.
12.	Mr. Gurbasappa Maharudrappa ...	Weaving.
13.	Mr. Yellappa Ayyappa ...	Weaving.
14.	Mr. Anjunaya Mastanappa.	Dyeing.
15.	Mr. Sumitragouda Shridhara-gouda ...	Weaving.
16.	Mr. Peersab Allisab ...	Weaving.
17.	Mr. Ningappa Mariyappa ...	Weaving.
18.	Mr. Shivappa Fairappa ...	Weaving.
19.	Mr. Basappa Gadigappa ...	Roving.
20.	Mr. Yellappa Parsappa ...	Weaving.
21.	Mr. Ramu Tikasa ...	Weaving.
22.	Mr. Shantappa Yenkappa.	Weaving.
23.	Mr. Rajesab Adamsab ...	Weaving.
24.	Mr. Ramchandra Appanna.	Weaving.
25.	Mr. Dyavappa Sangappa ...	Ring.
26.	Mr. Marilingappa Choudappa ...	Dyeing.
27.	Mr. Mariyappa Durgappa ...	Trostle Sweeper.
28.	Mr. Channappa Basappa ...	Weaving.
29.	Mr. Balappa Hanamappa.	Ring.
30.	Mr. Basappa Shivappa . .	Mixing.
31.	Mr. Ambaji Narshingappa.	Oiler.
32.	Mr. Gangappa Huchappa ...	Weaving line jobber.
33.	Mr. Mahadevappa Huchappa .	Weaving.
34.	Mr. Abdul Ajij Abdul-rahiman ...	Weaving.
35.	Mr. Mardansab Jamalsab.	Weaving.
36.	Mr. Huchappa Rudrappa ...	Weaving.
37.	Mr. Yenkappa Sahadevappa.	Weaving.
38.	Mr. Sangayya Basayya ..	Weaving.
39.	Mr. Kondappa Eknath ...	Warping.
40.	Mr. Nagappa Gadigeppa ...	Weaving.
41.	Mr. Fakirappa Gadigeppa.	Weaving.
42.	Mr. Goolappa Ningappa ...	Dyeing.
43.	Mr. Bhaskarappa Markappa.	Warping.
44.	Mr. Lakshmappa Bheemappa ...	Dyeing.
45.	Mr. Khajamiya Badesab ...	Sizing.
46.	Mr. Gurshiddappa Shiddappa ...	Weaving.

47.	Mr. Bheemappa Kanakappa.	Roving.
48.	Mr. Hanamantappa Yenkappa ...	Roving.
49.	Mr. Ninganagouda Boregouda ...	Fireman.
50.	Mr. Basappa Hanamappa.	Bundling.
51.	Mr. Meleppa Yallappa ...	Weaving sweeper.
52.	Mr. Gangadhar Khandeppa.	Weaving.
53.	Mr. Fakirappa Kanteppa ...	Weaving.
54.	Mr. Basappa Bheemappa ...	Bundling.
55.	Mr. Bharamappa Kallappa.	Bundling.
56.	Mr. Hanamappa Kallappa.	Bundling.
57.	Mr. Fakirappa Basappa ...	Bundling.
58.	Bai Fakiravva Rayappa ...	Winding.
59.	Bai Yamanavva Nagappa ...	Winding.
60.	Bai Retnavva Chinnappa ...	Winding.
61.	Bai Chinnavva Bhaskarappa ...	Winding.
62.	Bai Fakiravva Ramappa ...	Winding.
63.	Bai Neelavva Fakirappa ...	Winding.
64.	Bai Durgavva Yalpurdappa.	Winding.
65.	Bai Durgavva Dyavappa ...	Winding.
66.	Bai Bheemavva Hanamappa	Throstle.
67.	Bai Kamalavva Basappa ...	Winding.
68.	Bai Kashevva Kallappa ...	Reeling.
69.	Bai Hushenbi Khajamiya.	Reeling.
70.	Bai Mariyavva Gyanappa.	Reeling.
71.	Bai Khajabi Modinsab ...	Reeling.
72.	Bai Duragavva Hanamappa.	Reeling.
73.	Bai Hushenamma Modinsab ...	Waste picker.
74.	Bai Bheemavva Vithappa.	Winding.
75.	Bai Shivanavva Hanamantappa ...	Winding.
76.	Bai Fakiravva Yellappa. ...	Winding.
77.	Bai Ayyavva Gundappa ...	Reeling.
78.	Bai Rahimbi Sayedsab ...	Reeling.
79.	Bai Mallvva Yellappa ...	Reeling.
80.	Bai Durgavva Hanamappa.	Reeling.
81.	Bai Muddavva Lachmappa.	Reeling.
82.	Bai Jannatbi Khajesab ...	Reeling.
83.	Bai Aminbi Ghudusab ...	Reeling.
84.	Bai Karevva Fakirappa ...	Reeling.
85.	Mr. Mallappa Fakirappa ...	Mixing.

By order of the Governor of Bombay,
S. V. JOSHI, Dy. Secy.

No. 777/46-7030-E.
I. & S.D.
B.C. 31st May 1947.

To

The President
Industrial Court, Bombay.

Sub: Arbitration under the
B.I.D. Act 1938.

Sir,

I am directed to forward for your information a copy of G.N., P&SD No. 777/46 dt. the 30-5-47 referring to the arbitration of the Industrial Court the dispute between the Bharat Shg. & Wvg. Co. Ltd., Hubli and its employees.

Copies of notification are being forwarded to the parties to the dispute by the D.L.A., Bombay who has been asked to supply the Industrial Court with all pp. relevant to the dispute.

Y O S

31/5/47

Dy. Secy. to the G. of B.,
P&SD.

BS
30/5/47.

fc.

NO.-

No 777/46-7030-E.
P & S.D.
Bc 31st May 1947.

Copy with a copy of the notfn forwd. for information to
the ✓ D.L.A. Bombay (with addl. copies of the notfn. for forwarding the same to the parties to the dispute)
× the L.O., Bombay,
the G.L.O., Sholapur ✓
the D.M., Dharwar ✓

× Issued on 4-6-47.

By Order etc.,

30/5/47
Dy. Secy. to the Govt. of B.,
P & S.D.

D.L.A.
30-5-47

Issued
31/5/47 Collector, D.

23

STATE TELEGRAM EXPRESS

A/

RESTIS BOMBAY

PLEASE REFER STRIKE NOTICE DATED
TWENTY-SECOND INSTANT GIVEN BY BAI
YELLAWA CHANDAPPA AND FOUR OTHERS
TO THE MANAGEMENT BHARAT MILLS
STOP LIKELIHOOD OF BREACH OF PUBLI
PLEASE MOVE GOVERNMENT TO REFER PEACE
DISPUTE FOR ARBITRATION UNDER THE
OF THE B.I.D.ACT. SECTION 49-A
DISTRATE

Sd. V.G.Gajendragadkar,
Addl.District Magistrate,Dharwar.

Dharwar,
26-5-1947.

No. P.O.S.R.837
Dharwar, 26/5/1947.

Copy for information to:-

(1) the Secretary to Government,H.D.Bombay w.r.s.
(2) the Commissioner of Labour,Bombay w.c.s.
(3) the Dist.Superintendent of Police, Dharwar w.c.s.
(4) the Secretary Girini Kamgar Sangh Hubli w.c.s.
(5) the Manager,Hubli Bharat Mills w.c.s.

Addl.District Magistrate,Dharwar.

========

H.D.(Spl.)(2).

It will be seen from 'A' above that the original of this telegram has been addressed to Restis, Bombay. This post copy has apparently been endorsed to this Deptt. by mistake. Since arbitration in industrial disputes is a matter for the P.& S.D. to deal with and the original telegram has not been recd. in this Deptt. this post copy may be passed on u.o. to the P.& S.D.

POLITICAL AND SERVICES
777/46
7223

29.5.47.

29/5/47

29.5.47

Now D.P.S.D. No S.D. II/X-D 30/5/47

25

COPY

POLITICAL AND SERVICES DEPARTMENT
File No. 77/46
2 JUN 1947
Serial No. 2364

No. 25

Rastriya Girani Majdur Sangh
Hubli, 29-5-1947

To
The Manager
Bharat Spg & Wg Co: Ltd
Hubli.

Dear sir,

I have approached you twice through letters on 14th and 22nd April 1947 with a request to meet the demand of bonus. I regret to note that those letters still remain unreplied.

Further, the Conciliator has informed me that since the notice of change given by the representatives of the workers through our Sangh is already covered by the notice issued through G.K.Sangh, conciliation proceedings in respect of our demand cannot be held. This remark of the Conciliator is unjust. I would have been satisfied, in a way, with this remark had the conciliation failed in the course of proceedings. The representatives of the G.K.Sangh raised and stuck to points which were irrelevent to the changes desired and walked out at the very outset of the proceedings that day. Should our demand go unheard because of the absurdity of those representatives?

When Sjt Krishnarajshet was here last December he was pleased to observe approvinglythat to raise the standard of living of labour the Mill-owners also should come down to a certain extent I would like to refresh your memory with this happy observation. We are however being dragged towards a strike inspite of this observation! At a time when enemity and envy are assuming a sharp point I cannot afford to encourage them. I cannot also withdraw our just demand. It is impossible.

I have, after a lengthy consideration, come to the conclusion that a fast is the only recourse left to me to get our demand for bonus satisfied.

I shall wait for your reply satisfying our demand till Saturday night. Failing which I shall undertake from the morning of Sunday, the 1st June 1947 a FAST UNTO DEATH. I seek your blessings.

With Pranams,

Yours sincerely

Sd/ S.B.Devpur
General Secretary

Copy of the English translation of the Kannad letter forwarded ~~xx~~ with compliments to:

The Collector, Dharwar
The Minister for Labour Govt. of Bombay, Bombay
The Commissioner of Labour, Bombay
The Labour Officer, Sholapur
The Registrar, Bombay Industrial Disputes Act, Bombay

for favour of information.

For Gen. Secretary

C.-B

1678

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

Received here at ____ H. No. 212

Dr. K. K. Kabli, I.C.S. Deputy Secretary
Baluchistan

Shankaranya Secretary
Kabli magistrate Sandeman reported
Eastern Railway workers Sibi meeting for
intervene

K. Madhavan

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, route (in the case of foreign telegrams only) office of origin, date, service instructions (if any) and number of words.

This form must accompany any enquiry respecting this telegram.

29

Telegram (State)

Name: Dr.Hardikar,

Address: Hubli.

Have received the following telegram stop Shankarappa Devapur Secretary Hubli Mazdur Sangh commenced fast unto death morning for workers bonus demand pray intervene stop Kindly enlighten me regarding this..

Gulzarilal

Secretariat, Bombay.
The 2nd June 1947.

Personal Assistant to the Minister for Labour.

P.S.D. (E)

Submitted with ref. to M.M. (Lal)'s marginal note of 2-6-47 at p. 25 ante.

The demands of the workers of the Bharat Shg. & Wvg. Co. Ltd., Hubli including the bonus demand were referred to arbitration under Sec. 49A of the B.I.D. Act. 1938 on the 30-5-47. In view of this it does not seem necy. now to write to the management. The accompanying telegram is put up as directed by D.S. It may issue. A note from Mr. Kale re: the conciliator's report may be awaited.

D.S.

D.S. 3-6-47.

Telegram (State) 31

Name: Genl. Secy.

Address: Rashtriya Girni Majdur Sangh, Habli.

(No.) 777/46. Bharat Mills workers demands including bonus demand referred to arbitration on May 30. under 49-A B.I.D. Act. Copy of order follows. Pl. intimate Deraprem.

Reslts.

For C.S. to the G. of B., P. & S.D.

B.C. 3rd June 1947.

Issued 3/6/47 Bd.

Copy by post in confirmation with a copy of G.N., P. & S.D. No. 777/46 of the 30.5.47.

Issued 4.6.47.

Subject: apprehended strike in the Bharat Mills at Hubli

POLITICAL AND SERVICES DEPARTMENT
File No. 777/46
2 JUN 1947
7307

No.PCL.SR.837 Letter. Via Dharwar, 30/5/1947

To

The Secretary to Government,
Political and Services Department, Bombay.

In continuation of this office telegram dated the 26th instant, I have the honour to state that the elected representatives of employees of Bharat Mills Hubli have given notice of strike to the Management Bharat Mills, Hubli on 22nd May 1947 that they would go on strike from the 6th of June 1947 at 6 A.M if the conditions mentioned in the strike notice are not fulfilled. If the strike materialises disturbance and breach of the public peace are apprehended. I, therefore, request you to move Government to refer the dispute for arbitration under Sec.19-A of the B.I.D. Act as was done in the previous dispute (vide G.L.,P & S.D.No.777/46 dated 13/1/1947).

BB.

District Magistrate, Dharwar.

Such an application has been sent. Reply awaited is necessary
2/6/47

35

C.

POLITICAL SERVICES
DEPARTMENT
File No 777/46
E 3 JUN 1946
Serial No 7425

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

Received there at _____ H. _____ M.

GREAT
2 JUN 47
New Delhi

1700

0 ML HUBLI C 2 20 GULAJARILAL NANDA LABOUR MINISTER BOMBAY

== SECRETARY MAJADOOR SANGH FAST UNTO DEATH PRAY INTERVENE

SAVE LIFE = SOME WORKERS SPINNER HUBLI

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, serial number (in the case of foreign telegrams only) office of origin, date, service instructions (if any) and number of words.

This form must accompany any enquiry respecting this telegram

C.-B.

POLITICAL AND SERVICES DEPARTMENT
File No. 77/46
E 4 JUN 1941
7489

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

No.

Received here at 7-14 P.M.

1925

O TE HUBLI 3=27 GULZARILAL NANDA LABOUR MINISTER SIMLA =

DEVAPUR FASTS UNTO DEATH FOR JUSTICE FROM BHARAT MILLS TO WORKERS HEALTH DETORIORATING PRAY INTERVENE =

DHARWAR DISTRICT CLOTH DEALERS ASSOCIATION

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, serial number (in the case of foreign telegrams only) office of origin, date, service instructions (if any) and number of words.

This form must accompany any enquiry respecting this telegram

POLITICAL AN SERVICES
DEPARTMENT
File No 777/46
4 JUN 1946

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

D. Class Prefix

Date 7488

Rec'd. at ___ H. ___ M. | Sent at ___ H. ___ M.

From ___ | To ___

By ___ | By ___

Office of Origin ___ Date ___ Service Instructions

TO

O MF HUBLI 3-30 NANDA LABOUR MINISTER BOMBAY

2755

YOUR TELEGRAM FACTS CORRECT NEGOTIATING WITH MANAGEMENT NO HOPE OF SUCCESS SO FAR KEEPING YOU NOON INFORMING YOU DETAILS = HARDKAR

N.B.—The name of the Sender, if telegraphed, should be written above, but separated from the text.

MONTAB—370—25-2-46—17,000 Bks.

:1: 37 P&SD (E)

Pl. see this deptt. tel: dt the 3-6-47 to the Rashtriya Girni Kamgar Sangh, Hubli. The Genl. Secy of that Sangh has been advised to intimate him. Devaspur that Govt: has referred the Bharat Mills Workers' demands including bonus demand to arbitration under Sec. 49A. A copy of G.N. referring the dispute to arbitration has also been forwarded to the Rashtriya Girni Kamgar Sangh ~~with~~ by. A copy of it was sent to the D.M., Dharwar on the 31st May.

The tel. asked is put up as directed by D.M. (Lab) on P.33 ante.

BS
4-6-47.

DPS
6/6/47

A/5

Telegram (Slate)

Name : D-11.

Address : Dharwar.

777/46-E. Pl. report latest position regarding fast unto death by Devaper, Secy. Hubli Majdur Sangh in connection with dispute regarding bonus for workers of Bharat Mills.

Reply.

A-S.

8th June 1947. For C.S. to the G.of B., P&SD.

D3
6647.

Copy by post in confirmation.

47

B. T. B.

POLITICAL AND SERVICES DEPARTMENT
File No 77/46

No.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

Recd. at [illegible] H. 7556 M.	Sent at ____ H. ____ M.	Office Stamp.	
From ____	To ____		2962
By ____	By ____		

BOMBAY 5 JUN 47

66

O N 6 HUBLI 5-33 SECRETARY TO GOVERNMENT POLITICAL AND SERVICES DEPARTMENT BOMBAY SECRETARIAT =

INFORM IMMEEIATELY WHETHER BHARAT MILL WORKERS DISPTE REGARDING BASIC WAGE DEARNESS ALLOEANCE ETC REFFERED TO INDUSTRIAL COURT FOR ARBITRATION = SECRETARY GIRNI KAMGAR SANGH =

Tel. (Slate)

Name: Secy.

Address: Girni Kamgar Sangh, Hubli.

777/46-E. Ref. your telegram

June
Day 5. Bharat Mill workers dispute

Basic wages, dearness allowance

& referred ~~to~~ arbitration under Sec

19 A B I D Act on May 30.

Resln.

CC 6/6

O/C
(wishes)
Bx. 6th June 1946 For Ch. Secy. to the G. of B.,
P & SD.

A.S.

Issued
6/6

6-6-46

6/6/46

Copy by post in confirmation

INVEST WISELY
Buy NATIONAL SAVINGS CERTIFICATES

POLITICAL AND SERVICES DEPARTMENT
File No. 777/46 Pt. 35

43

4543

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

Class / Prefix } ____ Code ____ Serial No. 7609 ____ No. C.

Recd. from ____

By ____

Sent at ____ H. ____ M.

To ____

By ____

Office Stamp.

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions	Words.

TO

Read. Area of

--- O SH HUBLI 4 22 NANDA LABOUR MINISTER BOMBAY =

= DEVDUR FASTING UNTO DEATH FOR MILL LABOUR BONUS DEMAND HEALTH

- WORSE PLEASE INTERVENE == HUBLI TALUKA CONGRESS COMMITTEE =

I presume we have already sent a telegram inviting the Hubli Congress to agree to the reference of the dispute to arbitration. A similar telegram may be sent to the H.T.C. also in reply to this.

N.B.—The name of the Sender, if telegraphed, should be written after, but separated from, the text.

M(IIP)Ab.—1366—26-10-46—1,25,000 Bks.

Now understand from the Hubli Congress that Mr Devdur has broken his fast on 6/11

B. T. B.

47 45

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

No.

Recd. at ____ H. ____ M.	Sent at ____ H. ____ M.	Office Stamp.
From ____	To ____	
By ____	By ____	

BOMBAY 5 JUN 46

2037

X MH HUBLI 5 19 NANDA LABOUR MINISTER BOMBAY =

==== SHANKARAPPA DEVAPOOR BROKE FAST AFTER RECEIPT YOUR TELEGRAM

ACCEPT PERSONAL THANKS LETTER FOLLOWS = HARDIKAR

POLITICAL AND SERVICES DEPARTMENT
Appl. No. 777/46
E 8 JUN 1946
7730
JOINT SD.

6/6 Receipt pl. please
9/6

P. & S.D. (E)

For information, with business topics
required by DS.

DS
10/6/47

10/6/47

Thanks.

1
16/6. DS.

77746

4

49 47

RASTRIYA GIRANI MAJDUR SANGH

HUBLI

ರಾಷ್ಟ್ರೀಯ ಗಿರಣಿ ಮಜದೂರ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ

Ref. No.

POLITICAL AND SERVICES DEPARTMENT
FILE 777/46
10 JUN 1946
Serial 7769

6 1947

Hubli

Dear Nanday 106

This day morning I have sent the following telegram to you.

"Shankerappa Deraput broke fast after receipt your Telegram Accept my personal Thanks. Letter follows"

Last night at 11.30 P.M. Glucose was administered to Mr. Shankerappa Deraput the Secretary, Rashtriya Girani Majdoor Sangha of Hubli, who was fasting from the 1st of this month. It was very kind of you to have taken personal interest in an organisation which is far away from your headquarters and about which many misunderstandings have been spread by (so called) "friends"

4th July 51

RASTRIYA GIRANI MAJDUR SANGH

HUBLI

ರಾಷ್ಟ್ರೀಯ ಗಿರಣಿ ಮಜದೂರ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ

Ref. No. 194

(2)

I am sure Mr. Devaker gave you a complete idea of the development here. There are many many things that I want to tell you; but I won't say anything now. I abide my time.

I urge you to see that the workers of the Bharat Mill here are given the necessary assistance by you and your colleagues of the Hindustan Majdur Sangha.

With kind regards

Yours truly

N. S. Handiker

P. A. to (E)

H.M. has seen.
File with Pt.
Ex 11-6-51.

57

Subject: Dispute regarding the payment of bonus for workers of Bharat Mills - Fast unto death by Mr. Devapur in connection with

....

OFFICIAL DEPT. 777/46 E 16 JUN 1941 7994

No. POL. SR 641 Letter. Via Dharwar, 12/6/1947

To

The Chief Secretary to Government
Political and Services Department, Bombay

Ref: Your telegram No. 777/46-E dated the 5th 5th June 1947

Mr. S. B. Devapur, Secretary, Rashtriaya Girni Kamgar Sangh, Hubli had undertaken a fast unto death on 1st June 1947 in order to secure for the workers of the Bharat Mills, Hubli, a bonus of 2 months' pay. However, he broke it on the night of June 4, 1947, after receipt of intimation from Government about the reference of the other dispute of the workers to the Industrial Court for arbitration.

BB.

District Magistrate, Dharwar

PTO.

P. & S.D. (O).

File with ph. cch are under submission

A.S. & D.S. are aware of this

GS
19.6.47

19/6/47
A.S.

55

RASTRIYA GIRANI MAJDUR SANGH

HUBLI

ರಾಷ್ಟ್ರೀಯ ಗಿರಣಿ ಮಜದೂರ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ

Ref. No. 68 21- 8- 1947

To,

The Chief Secretary to the Government of Bombay,
Political and Services Department, Bombay.

Ref: 778/46: Demands of Bharat mills Workers

Sir,

The Government of Bombay intimated to the Sangh that the demands of the workers of Bharat Mills have been reffered to arbirtations under Sec 49-A of the B.I. D.Act. The Same was fixed on 26-7-47 for filling written statement. Accordingly Bharat Mills and Girani Kamagar Sangh were asked to file their written statement.

Naturally our Sangh ought to have been also made a party to this arbitration along with others and I fail to understand as to why our Sangh has not been made a party and why was it not called upon to file its written statement.

I therefore now request you to kindly make the necessary amends and include our Sangh as a party to this arbitration and to allow it to file its statements as has been done by other partjes .

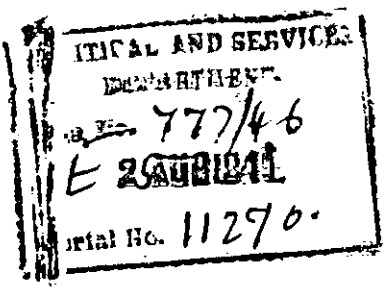
P.T.O

On hearing from you I will arrange to file the written statement. Thanks,

Youre Obediently.

S.B. Devapm

Gen. Secretary.



P. 455 (C)

91

The General Secy., Rashtriya Girani Kamgar Sangh, Hubli presumably refers p53 to the dispute between the Bharat Spg. & Wvg. Co Ltd., Hubli and its employees which was referred p21 to the arbitration of the Industrial Court under Sec. 10-A on the 30-5-47. The D.L.A. was requested to forward copies of notifications referring the dispute to arbitration to the parties to the dispute viz the Bharat Mills, Hubli and the elected representatives of the employees. It was the elected representatives of the employees who had p3 given a notice of strike and at whose instance the dispute was referred for arbitration. The Girni Kamgar Sangh, Hubli which is not a representative union and has no status under the law cannot be and has not been a party to the dispute in question. It is also understood that the Industrial Court had asked the elected representatives of the employees of the

the Bharat Mills to file a written statement and not the G.K. Sangh. The statement made by the Genl. Secy., R.G.M. Sangh that the G.K. Sangh was asked to file a written statement is not correct — The representatives taking to the G.K.S. and the latter may be preparing the case for them.

The R.G.M. Sangh has also no status under the law and cannot therefore be made a party to the dispute under reference. The Genl. Secy., R.G.M. Sangh may be informed that the elected representatives of employees of the Bharat Mills who had ~~requested~~ given a notice of strike on the management of that Mills were asked by the Industrial Court, as a party to the dispute, to file a statement and not the G.K. Sangh, ~~which has not been a party to that dispute~~.

US
27-8-47

27/8

U.S.

P. 450 (E)

The accompanying reply to the Genl. Secy. R.G.M. Sangh is put up.

30-8-47
29/8/47

U.S.

No.777/46-11270-E. 59 57

Political and Services Department.
Bombay Castle, 3rd September 1947.

From

The Joint Secretary to the Government of Bombay,
Political and Services Department.

To

The General Secretary,
Rastriya Girani Majdur Sangh, Hubli.

Subject:-Arbitration.
Dispute in the Bharat Spinning and Weaving Company Limited, Hubli.
Filing of a written statement in respect of the-

Sir,

With reference to your letter No.69, dated the 21st August 1947 on the subject noted above, I am directed to say that the management of the Bharat Spinning and Weaving Company Ltd., Hubli and the elected representatives of the employees who had served a notice of strike on the management are the parties in the dispute which has been referred for arbitration under Government Notification No.777/46 dated the 30th May 1947 and that it is understood from the Industrial Court, Bombay, that only those parties have been asked to file state-ments in the case. As the Rashtriya Girni Sangh was not a party to the dispute, it is regretted that the request made in your letter cannot be complied with.

Your obedient servant,

for (Miss Jes) 3/9/47
For Joint Secretary to the Government of Bombay,
Political and Services Department.

Copy forwarded with compliments to the Registrar, Industrial Court, Bombay. 3/9/47

PBD/2/9.

61 ಕ್ಕ

RASTRIYA GIRANI MAJDUR SANGH

HUBLI

ರಾಷ್ಟ್ರೀಯ ಗಿರಣಿ ಮಜದೂರ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ

...L AND ST...LES
DEPARTMENT
No. 777/46
Ref. 18 SEP 1947
Serial No. 12323.

10th August 1947

To

Sjt Gulzarilal Nanda

089
189

Minister of Labour , Government of Bombay,

BOMBAY

Sub: Arbitration.
Dispute in Bharat Spinning and Weaving Company,Ltd. Hubli. Filing of a written statement in respect of the

Dear Nandaji,

I have to approach you with the following few points regarding the above subject which I hope will receive your kind consideration and approval.

The employees of the Bharat Mills, Hubli through their elected representatives c/o Rastriya Girani Majdur Sangh, submitted their demand for bonus for 1945-46 to the Management on 29-3-47. On receiving no reply we submitted to the Registrar B.I.D.Act Form "M" requesting him to hold conciliation proceedings. But the Registrar stated in reply that under 28(3) B.I.D.Act no conciliation proceedings can be held as the representatives of the employees c/o Girani Kamgar Sangh had already covered this demand in their notice. Though we argued that the conciliation proceedings in respect of their demands never commenced at all and that therefore the above Section cannot be applied in our case, the Registrar was unable to change his former reply.

Then efforts were made to arrive at a settlement by private negotiations with the Mill Management but unfortunately they failed.

Under these circumstances I had no alternative but to resort to the last weapon in a nonviolent fight i.e. Fast unto Death. With due intimation to all concerned I undertook from the morning of 1st June 1947 Fast unto Death.

53-67

RASTRIYA GIRANI MAJDUR SANGH

HUBLI

ರಾಷ್ಟ್ರೀಯ ಗಿರಣಿ ಮಜದೂರ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ

Ref. No. 194

-2-

On the fourth day of the f st the following te egram was received by our angh:

31 and

"777/46. Bharat Mills workers demands including bonus demand referred to arbitration under 49-A Bombay Industrial Disputes Act on May 30. Copy of order follows. Please intimate Devpur. Restis".

Dr. Hardikar and other friends of mine on receipt of this telegram assured me of your sympathetic intervention in the dispute and persuaded me to break my fast which I did immediately.

Then on the 7th June I received from the Chief Secrtary to the Government ,Politicad and Services Department a copy of the Notification referred to in the telegram.

Now the dispute has been referred to the Industrial Court. But the elected representatives on behalf of our Sangh were not asked to file statements in their case. The attention of ~~the~~ the Commissioner of Labour was drawn to this fact but I am sorry to note that there is no reply from him. We approached the Chief Secretery requesting him to include our representatives also as a party to the dispute and to allow them to file their statement. He while regretting his inability to comply with our request informed us that only ~~those~~ those elected elected representatives of the employees who had served a notice of strike on the managementand the management of the Mills are the parties in dispute and that only those parties have been asked to file their statements in their case.

So our representatives have been prevented from stating their case before the Industrial Court. It is really our misfortune that even after the assurance that our demand for bonus is included inthe dispute our representatives are not included as a party to the dispute.I think that our epresentatives have a right to place t eir case beforethe Industrial Court. This right has been conceded by Government under its Notification referred to above acopy of which has been forwarded tome by the Chief Secretary following the telegram requesting me to break my fast.

65

RASTRIYA GIRANI MAJDUR SANGH

HUBLI

ರಾಷ್ಟ್ರೀಯ ಗಿರಣಿ ಮಜದೂರ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ

Ref. No. 194

Under these circumstances I have no other course but to appeal to you in the interest of the organisation which we have in hand, and I appeal to you to kindly issue orders to include our representatives as also as parties to the dippute and thus to allow them to exercise their right which has been once conceded to by Government.

May I expect an early reply ?

Yours sincerely,

S. B. Bagewadi

General Secretary

BKN

Rastriya Girani Majdur Sangh, Hubli.
"True Copy". 10th September 1947

To

Sjt. Gulzarilal Nanda
Minister of Labour, Government of Bombay,
BOMBAY.

Sub: Arbitration.
Dispute in Bharat Spinning and Weaving Company Ltd., Hubli. Filing of a written statement in respect of the

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Dear Nandaji,

I have to approach you with the following few points regarding the above subject which I hope will receive your kind consideration and approval.

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Then efforts ~~we~~ were made to arrive at a settlement by private negotiations with the Mill management but unfortunately they failed.

Under these circumstances I had no alternative but to resort to the last weapon in a non-violent fight i.e. Fast unto Death. With due intimation to all concerned I undertook from the morning of 1st June 1947 Fast unto Death.

On the fourth day of the fast the following telegram was received by our Sangh:

69 67

777/46.Bharat Mills workers demands including bonus demand referred to arbitration under 49-A Bombay Industrial Disputes Act on May 30. Copy of order follows. Please intimate Devpur.
Restis".

Dr. Hardiker and other friends of mine on receipt of this telegram assured me of your sympathetic intervention in the dispute and persuaded me to break my fast which I did immediately.

Then on the 7th June I received from the Chief Secretary to the Government,Political and Services Department a copy of the Notification referred to in the telegram.

Now the dispute has been referred to the Industrial Court. But the elected representatives on behalf of our Sangh were not asked to file statements in their case. The attention of the Commissioner of Labour was drawn to this fact but I am sorry to note that there is no reply from him. We approached the Chief Secretary requesting him to include our representatives also as a party to the dispute and to allow them to file their statement. He, while regretting his inability to comply with our request informed us that only those elected representatives of the employees who had served a notice of strike on the management and the management of the Mills are the parties in dispute and that only those parties have been asked to file their statements in the case.

So our representatives have been prevented from stating their case before the Industrial Court. It is really our misfortune that even after the assurance that our demand for bonus is included in the dispute our representatives are not included as a party to the dispute. I think that our representatives have a right to place their case before the Industrial Court. This right has been conceded by Government under its Notification referred to above a copy of which has been forwarded to me by the Chief Secretary following the telegram requesting me to break my fast.

Under these circumstances I have no other course but to appeal to you in the interest of the organisation which we have in hand, and also I appeal to you to kindly issue orders to include our representatives also as parties to the dispute and thus allow them to exercise their right which has been once conceded to by Government.

May I expect an early reply?

Yours sincerely,

S/d. S.B.Devapur.
General Secretary.

Office of the Honourable
Minister for Labour,
Secretariat, Bombay,
The 30th September 1947.

The General Secretary,
Rashtriya Girni Majdur Sangh,
Hubli.

Sir,

I am directed by the Honourable Mr.Gulzarilal Nanda to acknowledge the receipt of your letter dated the 10th September 1947 and to say that the same was forwarded to the Political and Services Department for disposal on the 18th September 1947.

It is likely that you would receive a reply in the matter direct from that Department.

Your obedient servant,

Personal Assistant to the
Honourable Minister for Labour.

P.and S.D.

Immediate.

I presume that the Industrial Court has to treat the representatives of the parties according to the Act and Rules as the persons to whom the notices are to be sent. Will you please consult the Registrar of the Court regarding this complaint and see whether anything is possible.

Sup. E.

3/10

The Registrar was consulted on phone. He does not think it is proper to make the Rashtriya Girni Kamgar Sangh a party to the dispute but suggests that since the Govt Labour Officer always appears in such cases the Sangh can put up its case through him.

2 One of the arguments advanced by the Sangh is that representatives of employees belonging to the Sangh had given a notice of change in regard to the demand for bonus for the year 1945-46 but this was not taken up in Conciliation because the G.K.S. employees belonging to the G.K.S. had already agreed this demand viz. their bonus. The demand for bonus has been included in the arbitrable reference (#21) but it is doubtful whether on this score the representatives of the R.G.K.S can be made a party to the dispute, in respect of even the bonus demand alone. The Govt may be consulted on this point.

4/10/47

JS Please see among other things noting at p. 55 post. I am afraid we can't do anything in the matter. We referred the dispute between the management and the employees to the Court. It is for the Court to follow the correct legal procedure. No representation.

I regret that the letter at p. 1 should have been issued under [illegible]. It is not well-worded.

The party may be requested to approach the Industrial Court. Nothing can be done here. We have not fixed the representatives of the parties. PTO

17.X.

100
E

Please see the notes overleaf.
A draft copy to the General Assembly of the RGMS Handbook is put up for approval.

A.N.B
30/04/ I have changed the draft. (vide P 22)

[signature] 30/4

U.S (M.D)

J.S

No. 777/46-E
PSD
Dt. 8 Dec 1947

To

The General Secretary
Rashtriya Girni Majdoor Sangh,
Hubli

Subject:- Filing of written statement in the dispute in L.C. Bharat Stg and Mfg Co Ltd, Hubli.

Sir,

I am directed to refer to your letter dated the 10th Dec 1947 addressed to the Conciliation Officer (Central) on the above subject and to say that it is regretted that it is not possible for us to do anything in the matter. I am to suggest that you may approach the Industrial Court which is now seized of the matter.

Yours faithfully,

for Secretary
Industrial Relations Machinery

J.S. to Mr [illegible]
P.S.D.
15/12/47

Type date version
15/12

No.777/46-E.
Political and Services Department,
Bombay Castle, October 1947.

To
The General Secretary,
Rashtriya Girni Majdur Sangh, Hubli.

Subject:- Filing of written statement in the dispute in the Bharat Spg. and Wvg. Co. Ltd., Hubli.

Sir,

I am directed to refer to your letter dated the 10th September addressed to the Minister for Labour on the subject noted above and to say that it is regretted that it is not possible for Government to do anything in the matter. The original notification of the 30th May referring the dispute to the Industrial Court has mentioned only the employees as parties to the dispute. To publish another notification at this stage mentioning your Sangh as parties to the dispute would entail unnecessary delay.

I am, however, to suggest that you may approach the

Industrial Court in the matter. Alternatively you may instruct the Labour Officer to put up your case as he will be entitled to appear in the proceedings.

Your obedient servant,

Jt. Secy. to the Govt. of Bombay,
Poll. & Services Deptt.

777/46

To

Guljarlal Nanda Esqr.
Labour Minister
Bombay.

OFFICE OF HON'BLE MINISTER (LABOUR)
Received on... 5-3-49
Acknowledged on...
Passed on to... Ld
on... 11/3/49

LABOUR DEPARTMENT
FILE NO. 27746
ALLOTTED
SERIAL NO. 103

Respected Sir,

We, the undersigned [illegible] of the Bharat Mill Hubli, beg to bring the following few lines for your kind and sympathetic consideration.

We have worked in the said mill during the period March 46 to March 47. Since the Mill was closed after March 47 due to some diffect in the machinery we were forced by the circumstances to seek employment some where else. When the mill was again re-started we were not in a position to go back to our duties as we were already working in different business.

We were eagerly waiting to get the BONUS for the year ending March '47 uptil now but we did not hear anything from our Manager of the Mill. We have written to the Manager Bharat Mills to grant us the said BONUS amount.

We now approach you, as we came to know from reliable source that you take interest in fulfilling the desires and grievances of the poor worried employees in getting them the just rights of asking anything which is reasonable. Hence we request you to press the Mill authority to grant us in getting rid of the financial worries partly, though not fully. We also beg to mention here that BONUS for the staff who are on duty in Bharat Mills have been paid on 29-1-49. But we understand that at BOmbay, Sholapur etc., staff who have been discharged from service are also paid the BONUS.

Under the circumstances explained above we hope that your honour will kindly go through this matter and help us in getting the BONUS.

For which act of kindness we shall over remain grateful.

Hubli,

~~6. Feb. 1949.~~
30 MAR 1949

We beg to remain,
Sir,
Yours most obediently,

1) M. N Jadappanavar
2) L. K Jamkhir
3 R. G. Deshpande
4) Malegi
5) Bkalb.
6 = B. R. Kulkarni
7 = A. G. Kale
8 - A S Wai
9 - K M Smgit
10 - R B Kaeeri
11 Khaikwad
12 V. G. Kadur

We beg to mention here again that the second bonus due for the staff ~~is going to be~~ has been paid by the Manager Bharat Mill on 26th Of March 1949, only to the Staff who are on duty; and we are sorry to note that no arrangement is being made by him for us to pay the arrears.

Correspondance in this connection may kindly be made with Mr. R.T.Kelkar, Pleader, Desai Galli, Dharwar.

I agree to the above request.

R T Kelkar
Ar

(15)
(16)
(17)
(18)
(19) B.H
(20)
(24)
(25) R.
(25) V.T. Rege

83

No.777/46/10300-A
Labour Department,
Bombay Castle, 11th April 1949.

From

The Secretary to the Government of Bombay,
Labour Department.

To

M. N. Yadappanavar, Esquire, and others,
C/o Mr. R. T. Kelkar,
Pleader, Desai Galli,
Dharwar.

Gentlemen,

With reference to your letter dated 30th March 1949 addressed to the Minister for Labour, Bombay, regarding non-payment of bonus by the Bharat Mills, Hubli, I am directed to suggest that you approach the Rashtriya Girni Mazdoor Sangh, Hubli which is a Representative and approved Union under the Bombay Industrial Relations Act or the Government Labour Officer, Sholapur, in the matter.

Yours faithfully,

9/4/49

For Secretary to the Government of Bombay,
Labour Department.

ISSUED
11/4/49

BGA.8.

LABOUR DEPARTMENT
FILE NO. 777/46
A DATED 13/6/49
SERIAL NO. 19484

LETTER

No. Dy. C.L.(A)/B- 11818
Office of the Dy.Commissioner of Labour (Administration),
Wellington Cinema Building,Bombay 2.
June 1949.

From

The Dy.Commissioner of Labour
(Administration),
Bombay.

To

The Secretary to the Government of Bombay,
Labour Department, Secretariat,Bombay.

Subject:- Proposed retrenchment in the Bharat Spg. & Wvg. Co.Ltd., Hubli.

I have to state that the management of the Bharat Spg. & Wvg. Co.Ltd., Hubli has served a notice of change dated 20th May 1949 on the Rashtriya Girni Mazdoor Sangh, Hubli proposing retrenchment of 50 clerks in various departments of the Mill, as a measure of Rationalisation.

The report in form 'N' regarding the dispute has been received in this Office on 6th June 1949 and the Conciliator (Mr.Ram) has fixed the case for hearing on 23rd June 1949 at Hubli.

for Dy.Commissioner of Labour
(Administration).

K:

Labour Deptt
A

For information

17/6

THE BHARAT SPINNING AND WEAVING COMPANY LIMITED HUBLI

N O T I C E.

The employees of the above company's Mills No.I and II are hereby notified that in view of the receipt of fresh coal supply the notice dated 17th June 1949 put up in the mills will not be brought into force.

But in case further consignments of coal in transit, are not received as expected, the above mills will have to be closed for both day and night shifts from 9th July 1949 till sufficient supply of coal is available and the mills will resume work after putting up due notice.

In case the supply position of coal is improved before the 9th July 1949 this notice also, will not be put into effect. Meanwhile every effor is being made to secure sufficient supply of coal.

నోటీసు

[illegible] సంబంధించి కిరాయిదారీ కాటన్ మిల్లులలో కలసిపనిచేయుచున్న కార్మికులందరికి — మిల్లులకు కావలసిన బొగ్గు సరఫరా అయినందున మిల్లులలో ఇంతకు ముందు ఇవ్వబడిన నోటీసు అమలులోకి రాదని తెలియజేయడమైనది.

అయితే రావలసిన బొగ్గు రాకపోయినట్లయితే మిల్లులు 9 జులై 1949 నుండి రెండు షిఫ్టులకు మూసివేయబడును. తగినంత బొగ్గు అందుబాటులోకి వచ్చిన తరువాత మిల్లులు తిరిగి తెరవబడును.

ఒకవేళ 9 జులై 1949 కు ముందే బొగ్గు సరఫరా మెరుగుపడినట్లయితే ఈ నోటీసు అమలులోకి రాదు. ఇంతలో తగినంత బొగ్గు సరఫరా కొరకు ప్రయత్నాలు జరుగుచున్నవి.

[illegible]

OFFICE OF HON'BLE MINISTER (LABOUR)
Received on 22-6-49
Acknowledged on [illegible]
Passed on to [illegible] Department
on 22/6/49

LABOUR DEPARTMENT
FILE NO. 777/66
A DATED 29/6/49
SERIAL NO. 21596

Hubli
23rd June 1949
LCS

For The Bharat Spg.& W.g.Co.Ltd.

Manager.

THE BHARAT SPINNING & WEAVING COMPANY LIMITED HUBLI

N O T I C E.

The employees of No.1 & 2 Mills of the above Company are hereby notified that in view of the receipt of fresh coal supply, the notice dated 23-6-1949 put up in the Mills will not be brought into force.

But in case further consignments of coal are not received in time the Mills will have to be closed both for day and night shifts from 21-7-1949 till sufficient supply of coal is available and the Mills will resume work after putting up due notice.

In case the supply position of coal is improved before the 24th of July 1949, this notice will not be put into effect. Meanwhile every effort is being made to secure sufficient supply of coal.

[illegible]

For the Bharat [illegible] Co.Ltd.,

Manager.

Hubli
8th July 1949

OFFICE OF HON'BLE MINISTER (LABOUR)
Received on 14-7-49
Forwarded to the Labour Department
No. 15721/43

LABOUR DEPARTMENT
R.F.NO. 777/46
A DATED 15/7/49
SERIAL NO. 23919

Copies forwarded with compliments to:-

1. District Transportation Superintendent(Traffic) Bombay.
2. Head Office.
3. Coal Controller
4. Commissioner of Labour.
5. Government Labour Officer
6. Textile Commissioner,
7. Dist. Magistrate, Dharwar.
8. S.D.P. Dharwar.
9. Collector, Central Excise Bombay.
10. Superintendent Central Excise Bombay.
11. Inspector Central Excise Bombay.
12. Sub-Divisional Magistrate I Class
13. Coal Supplier M/s.Govindji Jadhava[illegible]
14. Factory Inspector Bombay.
15. Sub Inspector of Police Suburban police station Bombay.
16. - do - City Bombay

DEPARTMENT
777/46
A DATED 20/8/49
JAL NO. 3069

NO.CL/BIR/ 17607

Office of the Commissioner of Labour,
Wellington Cinema Building, Dhobi Talao,
Bombay. 20 August 1949.

From

The Chief Conciliator,
Bombay Industrial Relations Act,
B O M B A Y.

To

The Secretary to the Government of Bombay,
Labour Department, Secretariat,
B O M B A Y.

Subject:- Dispute between the Bharat Spg., & Wvg., Co., Ltd., Hubli and its employees.

Sir,

As required by Section 58(3) read with Section 65 of the Bombay Industrial Relations Act, 1946, I have the honour to forward herewith tne report dated 18th August 1949 of Mr. H.G.Abhyankar Conciliator, regarding the dispute between the Bharat Spg., & Wvg., Co., Ltd., Hubli and its employees represented by the Rashtriya Girni Mazdoor Sangh, Hubli relating to the management's proposal to retrench 50 clerks from the Mill.

Yours faithfully,

H. S. Iyengar

CHIEF CONCILIATOR.

Lab. Deptt.

Lab. Deptt.

A.

For information.

Since the conciliation proceedings were to be discontinued on account of the parties having entered into a submission for a reference of the dispute to the arbitrali of the Industrial Court, it is not necessary to publish the Conciliator's report – vide section 58(4) of the B.I.R. Act 1946.

DL
10/9/49

Secy.

H.M. (Lab.)

19/9

93

No.Dy.C.L.(A)/B-17412

Office of the Dy.Commissioner of Labour
(Administration),Wellington Cinema Bldg.,
Bombay 2. 18 August 1949.

From

Dr.H.G.Abhyankar,B.A.(Hons.),LL.B.,
Conciliator , Bombay Industrial Relations Act

To

The Chief Conciliator,
Bombay Industrial Relations Act,
Bombay.

With reference to Section 65 read with Section 58 of the Bombay Industrial Relations Act,1946, I have to state that the management of the Bharat Spg. & Wvg. Co.Ltd.,Hubli, served a notice of change on 20th May 1949 upon the General Secretary, Rashtriya Girni Mazdoor Sangh,Hubli, proposing to retrench 50 clerks from the mill. As no agreement between the parties was reached, report of dispute in form 'N' was sent and the dispute was registered on 8th June 1949. Conciliation proceeding were held on 29th June 1949, 20th July 1949 and 5th August 1949 and on the last of these days, the parties entered into a submission for reference of the dispute to the arbitration of the Industrial Court. Conciliation proceedings therefore have been discontinued as required by Section 64(b) of the Bombay Industrial Relations Act, 1946.

H.G. Abhyankar

Conciliator.

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LABOUR DEPARTMENT
FILE NO. 777/46
A DATED 23/8/49
SERIAL NO. 31261

No.CL/BIR/ 17820
Office of the Commissioner of Labour,
Wellington Cinema Building, Dhobi Talao,
Bombay, Dated the 23 August 1949

From

The Chief Conciliator,
Bombay Industrial Relations Act,
Bombay.

To

The Secretary to the Government of Bombay,
Labour Department, Secretariat,
Bombay.

Subject:- Dispute between the Bharat Spg. & Wvg. Co. Ltd., Hubli and its employees.

Sir,

As required by Section 58(3) of the Bombay Industrial Relations Act, 1946, I have the honour to forward herewith the report dated 22nd August 1949 of Mr. H. G. Abhyankar, Conciliator, regarding the dispute between the Bharat Spg. & Wvg. Co. Ltd., Hubli and its employees represented by the Rashtriya Girni Mazdoor Sangh, Hubli relating to the demand for bonus for the year 1948-49.

Yours faithfully,

A. S. Iyengar
CHIEF CONCILIATOR.

V/22/8

Lab. Deptt.
The notification at page 7 post may issue first.
25/8/49

LETTER

95B

No.Dy.C.L.(A)/B-17740
Office of the Deputy Commissioner
of Labour (Administration),
Wellington Cinema Building, Bombay 2.
22—August 1949.

From

Dr.H.G.Abhyankar, B.A.(Hons.), LL.B.,
Conciliator,
Bombay Industrial Relations Act.

LABOUR OFFICE
BOMBAY
No. 25-234
Date 22 AUG 1949

To

The Chief Conciliator,
Bombay Industrial Relations Act,
B o m b a y.

Report under Section 58(2) of the Bombay Industrial Relations Act of a dispute between the Bharat Spg. & Wvg.Co.Ltd., Hubli and its employees represented by the Rashtriya Girni Mazdur Sangh, Hubli.

The General Secretary, Rashtriya Girni Mazdur Sangh, Hubli, gave a notice of change in form 'L' on 30th May 1949 to the Manager, Bharat Spg. & Wvg. Co.Ltd., Hubli. The Sangh in the notice had demanded bonus for the year 1948-49 equal to 5/12th of the earnings with conditions so revised as not to deprive any employee of his share in the bonus. No agreement was reached betwee the parties and report in form 'N' was sent to the Conciliator o 12th June 1949. The report was registered on 20th June 1949 and conciliation proceedings were held on 29th June, 20th July and 5th August 1949.

At the outset of the discussion the representative of the Company informed the Conciliator that the financial position of the Company would not warrant payment of any bonus to the employees. It was contended on behalf of the Company that the de-control of cloth introduced in 1948 lasted for a very short period and the Company was not able to secure any advantage of the rise in price during the de-control period. As however, the accounts of the Company for the year under reference had not bee audited and the balance sheet had not been finalised, the Compan representatives expressed their inability to discuss the questio of bonus. Conciliation proceedings were adjourned on two occasions at the request of the parties as the Company's representative thought that they may be in a position to produce the bal

168
2/8

sheet. On 5th August 1949, the representative of the Company informed the Conciliator that the balance sheet would not be ready for a month more. As the representative of the Sangh was not willing to wait any further, I regret to report that the conciliation failed.

H.G. Athavale

Conciliator.

K:20.8.

95

Confidential Report.

The General Secretary, Rashtriya Girni Mazdur Sangh, Hubli had given a notice of change to the Manager, Bharat Spg.& Wvg. Co.Ltd., Hubli demanding bonus equal to 5/12th of the earnings for the year 1948-49. Conciliation proceedings were held on 29th June 1949 and were adjourned on two occasions in order to enable the Company's representative to submit the balance sheet for the year under reference.

On 5th August 1949 when the parties met for the last occasion the Company's representative informed the Conciliator that the balance sheet would not be ready for a month more. The Sangh was not willing to wait any longer, Conciliation proceedings had, therefore, to be closed. The representative of the Sangh has requested for a reference of the dispute to arbitration. The representative of the Company declined to express any opinion as regards the reference of the dispute toarbitration. The dispute is likely to affect about 2,000 employees.

H. L. Adyanthaya

Conciliator.

NOTIFICATION.

Labour Department,
Bombay Castle, 26th August 1949

Bombay Industrial Relations Act, 1946.

No. 777/46. - In pursuance of the provisions of sub section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (Bom XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (3) of section 58 of the said Act.

(HERE PRINT THE ATTACHED REPORT)

By order of the Governor of Bombay,

ISSUED Dpto 27/8/49

Under Secretary to Government. 26/8/49

To be published in the Bombay Government Gazette ~~Extraordinary~~ Part I dated the 1st ~~August~~ September 1949 and to be returned with 25 printed copies.

Under Secretary to the Government of Bombay,
Labour Department.

JM.15/2.

99

Lab. Deptt.
A.

Submitted w.r.t. his o.n.
dated the 26-8-49.

The notification at page 7 ante having been issued the papers are submitted for information. It would be seen from the Conciliator's Confidential report that the number of employees likely to be affected is about 2,000 and that the representative of the Sangh had requested for a reference of the dispute to arbitration. In the circumstance it is for orders whether arbitration may be granted at this stage or the receipt of a specific request for arbitration from the Sangh may be awaited. We may refer it to the 2nd Court.

Secy.
M.M. (Lab.) 14/9/49.

P.T.O.

Labour Dept

The Sangh being a ~~registered~~ A. representative of approved union has the right to refer the dispute for arbitration of the ~~Board~~ Industrial Court under sec 73A of B.I.R Act. It is therefore necessary to ascertain whether they have done so before issuing a Govt. order

A letter is put up

DWS 4/11

BBS 6049

KS.

No. 777/46-A, 19
Labour Department,
Bombay Castle, 8th October 1949.

From

The Secretary to the Government of Bombay,
Labour Department.

To

The General Secretary,
Rashtriya Girni Mazdoor Sangha
Hubli.

Subject :- Dispute between the Bharat Spinning & Weaving Company Limited & its employees- regarding bonus for 1948-49.

Sir,

I am directed to enquire whether, the conciliation proceedings in the above dispute having failed, the Sangh proposes to refer the dispute for arbitration of the Industrial Court Bombay, under section 73A ~~of Act~~ or wants Government to do so under section 73 of the Bombay Industrial Relations Act.

Yours faithfully,

Issued 8/10/49

O.C. 7/10/49

For Secretary to the Government of Bombay,
Labour Department.

B.V.S. 7/10/49

AD/6.
S.K.S. 7/10/49

107

(141)

RASTRIYA GIRANI MAJDUR SANGH
HUBLI
ರಾಷ್ಟ್ರೀಯ ಗಿರಣಿ ಮಜದೂರ ಸಂಘ, ಹುಬ್ಬಳ್ಳಿ

Ref. No. 141/ 10th October 1949

To
The Secretary to the Government of Bombay,
Labour Department,

Subject:- Dispute between the Bharat Spg & "V
Company Ltd, and Its Employees -
regarding Bonus for 1948-49

Sir,

With reference to your No:777/46-A of 8th inst
I have the honour to state that the above dispute
has been referred for arbitration of the Industrial
Court Bombay by the Sangh on 7th October 1949.

Yours faithfully,
For the Rastriya Girani Majdur S
Sangh Hubli
General Secretary

LABOUR DEPARTMENT
FILE NO. 777/46
A DATED 13/10/49
SERIAL NO. 41215

Labour Deptt

A

p 1 ante

(*) p 11 ante

Submitted with reference to the op. dt 4.10.49 and G.L. dt 8.10.49 to the Gen. Secy. Rashtriya Mazdoor Sangh, Hubli

p 13 ante

The Sangh has written to say that it has taken action under section 73-A of the B/R Act. No further action is necessary on these papers.

HNP

15.10.49

Copies of notice to be made

Asstt Secy

Secy

15/10/49

Labour Dept
A

Submitted with reference to the on. dt-4.10.49 and C.L. dt-8.10.49 to the Gen. Secy. Rashtriya Chemi Mazdoor Sangh, Trombay

The Sangh has written to say that it has taken action under section 73-A of the B/IR Act. No further action is necessary on these papers

ANP
15.10.49

Asstt Secy

Secy

D/S
18/10/49

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LABOUR DEPARTMENT.

Bombay Castle, 26th August 1949.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 777/46.—In pursuance of the provisions of sub-section (*4*) of section 58 of the Bombay Industrial Relations Act, 1946 (Bom. XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (*3*) of section 58 of the said Act :—

No. Dy. C. L.(A)/B-17740.

Office of the Deputy Commissioner
of Labour (Administration),
Wellington Cinema Building, Bombay 2.

22nd August 1949.

From—Dr. H. G. Abhyankar, B.A. (Hons.), LL.B., Conciliator, Bombay Industrial Relations Act ;

To—The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Report under section 58 (*2*) of the Bombay Industrial Relations Act of a dispute between the Bharat Spg. & Wvg. Co. Ltd., Hubli and its employees represented by the Rashtriya Girni Mazdur Sangh, Hubli.

The General Secretary, Rashtriya Girni Mazdur Sangh, Hubli, gave a notice of change in form "L" on 30th May 1949 to the Manager, Bharat Spg. & Wvg. Co. Ltd., Hubli. The Sangh in the notice had demanded bonus for the year 1948-49 equal to 5/12th of the earnings with conditions so revised as not to deprive any employee his share in the bonus. No agreement was reached between the parties and report in form "N" was sent to the Conciliator on 12th June 1949. The report was registered on 20th June 1949 and conciliation proceedings were held on 29th June, 20th July and 5th August 1949.

At the outset of the discussion the representative of the Company informed the Conciliator that the financial position of the Company would not warrant payment of any bonus to the employees. It was contended on behalf of the Company that the de-control of cloth introduced in 1948 lasted for a very short period and the Company was not able to secure

any advantage of the rise in price during the de-control period. As however, the accounts of the Company for the year under reference had not been audited and the balance sheet had not been finalised, the Company's representatives expressed their inability to discuss the question of bonus. Conciliation proceedings were adjourned on two occasions at the request of the parties as the Company's representative thought that they may be in a position to produce the balance sheet. On 5th August 1949, the representative of the Company informed the Conciliator that the balance sheet would not be ready for a month more. As the representative of the Sangh was not willing to wait any further, I regret to report that the conciliation failed.

H. G. ABHYANKAR,
Conciliator.

By order of the Governor of Bombay,

C. K. MARU,
Under Secretary to Government.

p.17 ante 109

Below a copy of Government Notification, Labour Department,

No. 777/46. dated the 26th August 1949.

****

No. 777/46 A
Labour Department,
Bombay Castle, 20th ~~October~~ December 1949.

Forwarded with compliments to:-

The Chief Conciliator, Bombay (with 10 spare copies)
with reference to his letter No. CL/BIR/17820 p.1 ante
dated the 23rd August 1949.

The Deputy Commissioner of Labour (Information), Bombay.

By order of the Governor of Bombay,

Issued 20/12-49 As

SZ. 19-12-49

For Under Secretary to the Government of Bombay,
Labour Department.

DZL 16/12/49

with 8 cc

LABOUR DEPARTMENT
FILE NO. 777/46
A DATED 5/1/50
SERIAL NO. 826

No. 77
OFFICE OF THE INDUSTRIAL COURT,
HIGH COURT, BOMBAY No. 1,
Dated 5th January 1950.

The Secretary to the Govt.of Bombay,
Labour Department, Secretariat,
Bombay.

Subject:-Submission (IC) No.54 of 1949.
Between the Bharat Spg. & Wvg.Co.Ltd.,
Hubli and Rashtriya Girni Mazdoor
Sangh, Hubli.

Sir,

I have the honour to forward herewith a copy of the award made by the Industrial Court in the above matter for your information.

Yours faithfully,

S/2 Adwalpalkar
For Registrar,
INDUSTRIAL COURT.

P. T. O

Labour & Housing Deptt

For information

No comments

DMS
15/1/50

BM
16/1/50

~~AS~~

Secy

IN THE INDUSTRIAL COURT, BOMBAY.

Submission No. (I.) 54 of 1949.

AWARD

In the matter of an Industrial Dispute

BETWEEN

Bharat Cpg. & Lvg. Co. Ltd., Hubli

AND

Rashtriya Girni Kamdoor Sangh, Hubli.

Re: Proposed retrenchment of 50 clerks.

Industry: Cotton Textile.

Present: Mr. P.L. Dakhle, Member.

Appearances: Mr. Manchshaw of Messrs. Homer, Pavrchanji Pestonji & Co., --- Solicitors, for the Company.

Mr. Fabris for the Rashtriya Girni Kamdoor Sangh, Hubli.

A W A R D.

This is a submission under Section 68(G) of the Bombay Industrial Relations Act, xxv 1946, made by the parties during the pendency of conciliation proceedings arising out of a notice of change given by the Mill Company on 20th May 1949, for effecting a reduction of 50 clerks in all, from the present employment. The parties appeared before me on the 15th of December 1949, and filed a memorandum of settlement which is annexed hereto as Annexure "A". The parties have prayed that an Award in terms of the said Agreement be made. I, therefore, make an award in terms of the said settlement. No order as to cost.

Sd/- P.L. DAKHLE.
MEMBER.

Sd/- K.D. VAIKAR.
[illegible],

Ysm/21.12.49. BOMBAY, 21st DECEMBER, 1949.

ANNEXURE No.

11 5

IN THE INDUSTRIAL COURT, BOMBAY.

Reft Pubmission (I.C.) 64 of 1949.

BETWEEN

Bharat Spinning & Weaving Co., Ltd., HUBLI

AND

Kashtriya Girni Kamdoor Sangh, HUBLI

In the matter of proposed introduction of a scheme of Rationalisation in the clerical staff and hence retrenchment of 60 clerks

SHORT STATEMENT OF CASE:

The Manager of Bharat Spinning & Weaving Co., Ltd., (hereinafter for brevity's sake called the "Company") gave Notice dated 20th May 1949 in Form "E" under section 42, sub-section 1 of the Bombay Industrial Relations Act 1946 to the General Secretary of the Kashtriya Girni Kamdoor Sangh, Hubli. The said Notice was that the Management had by experience found that the number of clerks employed at Hubli in the Manager's Office and in the different departments of the Mills was much in excess of what would be normally required to copg with the work and therefore it is necessary to introduce a system of Rationalisation in the clerical staff with the object of effecting a reduction of 60 clerks in all, from the present employment and the said change shall be made from 15th June 1949. The said Notice also provided that in making the reduction due consideration would be given by the Management to the efficiency and the length of service of the clerks in the different departments of the Mills and in the Office.

No agreement having been arrived at on the said Notice of Change in Form "E" the said Manager gave Notice in Form "F" dated 1st June 1949 that the Company still desired that the Change proposed by the said Notice of Change of 20th May 1949 should be effected and that the number of employees likely to be effected, in the dispute was 105.

On the reverse of the said Notice on Form "E" a full statement of case was given in identical terms with the Annexure to the said Notice of Change of 20th May 1949 being the statement of change desired.

Accordingly conciliation proceedings took place before Dr. K.G. Athyalkar, but as they were about to prove abortive the Manager of the Company representing the employers and Mr. S.A. Madkarni the General Secretary of Kashtriya Girni Kamgar Sangh, Mill, representing the employees signed a submission as Kashtriya Girni Kamgar Sangh paper submitting the dispute under section 62(6) to the arbitration of the x Industrial Court Bombay.

The parties to the submission have arrived at the terms of settlement hereinafter recorded:

The terms of Settlement:

1). The permanent number of clerks working at Dadli in the Office and the various departments of the Mill of the Company shall be reduced from 105 to 75.

2). The Company by its letter dated 10th day of October 1949 addressed to the Secretary of the Kashtriya Girni Mazdoor Sangh has recorded the names of the clerks to be retrenched to which the Kashtriya Girni Mazdoor Sangh as representative of the employees has agreed.

3). The Company shall be entitled to effect the said retrenchment forthwith after the terms of settlement are recorded by the Industrial Court, Bombay.

4). The Clerks so retrenched shall not by virtue of their being so retrenched forfeit their rights to the bonus if paid in future for the period during which they have served the Company.

6). The Company shall pay to such clerks as are retrenched hereafter compensation for termination of their service half months salary for each year of service put in with the Company.

Dated the 10th day of December, 1949.

Sd/- [illegible].
General Secretary,
Textile Circuit Mazdur Sangh, Delhi.
Dated at Bombay the 10th December, 1949.

For THE BHARAT [illegible] CO. LTD.

Sd/- [illegible]

Managing Agents.
10-12-49.

Witness:

Sd/- [illegible]

Solicitor of
Messrs. Kanga, Dadachanji Mehta & Co., Attorneys for the Bharat Spg. & Wvg. Co., Ltd.
10-12-49.

Sd/- C.D. Devappa
Vice President.

Witness:

Sd/- Illegible.

Typing Master,
Bharat Spg. & Wvg. Co. Ltd.
Delhi. (10.12.49.)

Before me,

Sd/- [illegible] 12.12.49.
Arbitrator,
Central Govt.

Kn/12.12.49.

No. 523 121

OFFICE OF THE INDUSTRIAL COURT.
High Court, Bombay No.1.
12th January 1950.

The Secretary to the Government of Bombay,
Labour Department, Secretariat,
BOMBAY.

Subject:- Ref. (IC) No. 131 of 1949.
The Rashtriya Girni Mazdur Sangh, Hubli and the Bharat Spg. & Wvg. Co. Ltd., Hubli.

Sir,

I am directed to ~~kmx~~ enclose herewith for your information a copy of the award made by the Industrial Court in the above matter.

LABOUR & HOUSING DEPARTMENT
FILE NO 777/46
A DATED 12/1/50
SERIAL NO. 2165 ~~gk~~

Yours faithfully,

Adwalpalkar
For Registrar,
INDUSTRIAL COURT.

MPV.

P. T. O

Labour & Housing Dept

A.

For information & comments

BVS
17/1/50

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BVS
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IN THE INDUSTRIAL COURT AT BOMBAY.

Reference (IC) No.131 of 1949.

BETWEEN

The Rashtriya Girni Mazdur Sangh, Hubli,

AND

The Bharat Spinning & Weaving Co., Ltd., Hubli.

Subject: Bonus for the year 1948-1949.

Industry: Cotton Textile.

Present: Mr. P.G. Bakhle, Member.

Appearances: Mr. N. Manekshe of Messrs. Homer Dadachanji Cethna & Co., with Mr. Krishnaraj Dhanjibhai Kapadia for the Company.

Mr. S.D. Devapur, Vice-President, and Mr. B.R. Nadkarni, Secretary, for the Rashtriya Girni Mazdur Sangh, Hubli.

A W A R D.

This is a reference under Section 73-A of the Bombay Industrial Relations Act, 1946, made by the Rashtriya Girni Mazdur Sangh, Hubli, for arbitration by this Court of the industrial dispute between the parties relating to bonus for 1948. The matter was set down for hearing on 18th January 1950. The parties, however, appeared before the Registrar, Industrial Court, on 20th December 1949 with a memorandum of settlement reached between them out of Court and signed the same before him. The said memorandum of settlement is annexed hereto as Annexure "A" Parties prayed that an award be made in terms of the said memorandum of settlement.

2. The settlement recorded against demand (a) concludes with the words: "The opponent Company shall pay to the officers and the staff at Bombay as bonus for the year 1948-49 on usual terms and conditions upto the same extent as the payment made to them for bonus for the year 1947-48". Employees covered by that passage are not be represented by the Rashtriya Girni Mazdur

Sangh, Hubli, and consequently could not be regarded as parties to this reference. This Court, therefore, can have no power to make any award as regards the payment of bonus to officers and the staff in the office of the Managing Agents at Bombay. The portion in the memorandum of settlement quoted above cannot therefore be included in the award to be made on this reference. This position was explained by the Registrar to the learned Solicitor for the Company and the Solicitor had no objection to an award being made excluding the portion made above. I, therefore, make an award accordingly.

Sd/- P.S. BAKHLE.

Member.

Sd/- K.H. WAZKAR.
Registrar,

Bombay, 31st December, 1949.

Mushir/30.12.49.

ANNEXURE 'A'

In the Industrial Court, Bombay.

Reference No.(I.C.) 131 of 1949

Between

The Rashtriya Girni Kamgar Sangh, Nabli } 1st Party (Applicant)

The Thana Spinning & Weaving Co. Ltd., Nabli. } 2nd Party (Opponent Co.)

TERMS OF SETTLEMENT.

Demands.	Terms of Settlement.
(a) The Opponent Company be directed to pay as bonus to all the employees 5/12th of their earnings during 1948-1949.	The Opponent Company shall pay to the operatives and clerks at Nabli as bonus for the year 1948-1949 on the usual terms and conditions three months wages for the year 1948-1949 in two instalments, the 1st instalment to be paid within 15 days after these terms are reported by the Industrial Court, Bombay and the 2nd instalment to be paid within 15 days after payment of the 1st instalment. The Opponent Company shall pay to the officers at Nabli and the staff at Bombay as bonus for the year 1948-1949 on

Demands	Terms of Settlement
	the usual terms and conditions upto the same extent as the payments made to them for bonus for the year 1947-1948.
(b) The Opponent Company's rules which at present govern the payment of bonus, be declared null and void with direction that the Opponent Company should frame new rules in consultation with the Applicant Sangh.	This demand is given up and the Opponent Company shall continue to declare and pay the bonus on the same terms and conditions as it has done in the past and no new rules shall be framed in connection therewith.

Dated the 20th day of December 1949

For The Thermit Syntal Mfg.Co.,Ltd.,
Purshotam Govindjee & Co.,
Managing Agents 20/12/49.

Sd/- D.N. Kashikarni
20/12/49
General Secretary,
Rashtriya Girni Kamgar Sangh, Mahuli.

Sd/-
...D. Devagar.

Witness
Sd/- I. Tamkhan
of M/s Somer Dalichand Luthra & Co.,
Solicitors for the 2nd Party.
(Opponent Company)

20/12/49

ENC.31.12.1949.

777/46 131

BY THE REGISTRAR, BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 103/49.—In exercise of the powers conferred on me under section 58 (*1*) of the Bombay Industrial Relations Act, 1946, and rules 65 of the Bombay Industrial Relations Rules, 1947, I have on this 20th day of April 1949 recorded the settlement reached between the management of the Bharat Spinning and Weaving Co. Ltd., Hubli, and the Rashtriya Girni Mazdur Sangh, Hubli, on the 14th April 1949 in respect of a dispute settled through the intervention of Mr. E. J. S. Ram, Conciliator, appointed under the Act for the local area of the Hubli Municipal Borough.

The memorandum of settlement referred to above is reproduced below :—

Names of Parties.

(1) Representing Employers :—

Mr. Mathuradas Dayaldas, Assistant Manager, Bharat Spg. & Wvg. Co. Ltd., Hubli.

(2) Representing Employees :—

Mr. B. K. Kadkarni, General Secretary, Rashtriya Girni Mazdoor Sangh, Hubli.

Short recital of Case.

On 11th February 1949, the General Secretary of the Rashtriya Girni Mazdoor Sangh, Hubli, as the representative of employees of the Bharat Spinning and Weaving Co. Ltd., Hubli, gave a notice of change in form "L" to the Manager of Bharat Spinning and Weaving Co. Ltd., Hubli, regarding demands for increase in salaries, dearness allowance, bonus and provident fund, etc. As no agreement was possible between the parties, "N" form was sent to the Conciliator on 9th March 1949. Conciliation proceedings were accordingly held on 30th March 1949. On 14th April 1949 an agreement was arrived at between the parties as per terms of settlement mentioned below :—

Terms of Settlement.

It is hereby agreed between the parties that :—

Demands.	Settlement.
1. *Salary.*—(*a*) The existing salaries of the employees of the clerical establishment should be thoroughly revised and the scales of salary for each occupation should be so adjusted that no employee should earn his basic salary less than Rs. 35 per month (thirty-five).	1. The Bharat Spinning and Weaving Co. Ltd. (herein after called "the said Company") shall pay to its clerks at Hubli who are now in its service with retrospective effect as from 1st of October, 1948, 50 per cent. increase in the basic salary subject to a minimum basic

Demands.	Settlements.
(*b*) Percentage of increase in the salary should be on the following basis:— (*i*) Not more than Rs. 50 .. 50 % (*ii*) Above Rs. 50 but not more than Rs. 75 .. 30 % (*iii*) Above Rs. 75 .. 20 %	salary of Rs. 33. The said Company shall pay an annual increment to its clerks at Hubli with effect from 1st April 1949 as follows :— (*i*) Clerks at Hubli getting a salary of Rs. 75 or less shall get annual increment of Rs. 3 for 10 years so as to get the maximum increment of Rs. 30 if he or she is in a continuous service of the said Company from 1st April 1949 to 31st March 1959.
(*c*) Annual rate of increment should not be less than Rs. 3.	(*ii*) Clerks at Hubli getting a salary of more than Rs. 75 shall get an annual increment Rs. 4 for 10 years so as to get the maximum increase of Rs. 40 if he or she is in continuous service of the said Company from 1st April 1949 to 31st March 1959. It is agreed that hereafter no allowance of any kind shall be paid except the dearness allowance. The salary grade of the clerks at Hubli shall be reconsidered by the said Company in May 1959, i.e. ten years from the date hereof.
(*d*) On the enforcement of the revised scales of salary the employees should be entitled to the level of increments corresponding to the periods of their service.	The demand No. 1 (*d*) is withdrawn.
2. *Dearness allowance*	2. This demand is withdrawn by the clerks as the said Company is giving adequate dearness allowance to the clerical staff.
3. *Bonus.*—Every employee should be paid a bonus of 25 per cent. of their earnings during 1946–47 and 1947–48	3. The said Company has paid to the clerks at Hubli one month's salary as bonus for the year 1946–47. The

Demands.	Settlements.
and whatever bonus has been paid for those years should be deducted from the total bonus and the balance should be paid in a lump sum before 31st March 1949.	said company shall pay to the clerks at Hubli in addition 1½ months' salary as bonus for the year 1946–47 on the usual terms and conditions and in accordance with the past practice. The said Company has paid to the clerks at Hubli two months' salary as bonus for the year 1947–48. The said Company shall pay to the clerks at Hubli an additional one month's salary as bonus for the year 1947–48 on the usual terms and conditions and in accordance with the past practice. The rest of the demand No. 3 is withdrawn.
4. *Provident Fund Scheme.*— (*a*) A scheme of provident fund with contribution at the rate of Rs. 0-0-12 (twelve pies) per rupee should be introduced immediately and the employees should be entitled to the Company's contribution after three years of service and in case of those who leave or are made to leave service, within three years. (*b*) Employees should be given adequate representation on the Board of Trustees for the Provident Fund through the Rashtriya Girni Majdur Sangh, Hubli.	4. The clerks at Hubli of the said Company shall be at liberty to contribute towards Provident Fund 1/16th of their monthly income as and from 1st April 1949 which shall be invested by the said Company in Government securities and interest thereon shall be accumulated to such contributions. The said Company agrees to set apart an amount equal to the contributions made by the clerks at Hubli as abovementioned. In the event of any legislation being passed, making compulsory the establishment of Provident Fund by the said Company for its clerks, thereafter the said Company shall pay out of the amount set apart by it as aforesaid, such sums as the said Company may be liable to contribute after the date of and under such legislation.

Demands.	Settlements.
	The clerks at Hubli shall have no right whatsoever on or in respect of the amount so set apart by the said Company except for the payment of such sums and from such date as the future legislation may compel the said Company to contribute. Hereafter the said Company and the Rashtriya Girni Mazdur Sangh shall jointly frame the rules and regulations of the Provident Fund.
5. *Gratuity.*—Every employee who leaves or is made to leave service should be paid gratuity on the following scale :— (*a*) above one year and up to three years 10 days' pay. (*b*) Above three years and up to ten years 15 days pay. (*c*) Above 10 years and up to 15 years 21 days' pay. (*d*) Above 15 years and up to 20 years 30 days pay. (*e*) Above 20 years 45 days' pay. The services of all the existing employees should be taken into account for the purpose of applying this scale.	5. This demand is withdrawn.
6. *Leave.*—(*a*) Privilege leave, 21 days with pay. (*b*) Sick leave, 10 days with pay. (*c*) Sick leave, 10 days with half pay. (*d*) Casual leave, 10 days with pay. (*e*) Leave without pay 30 days per year.	The demands Nos. 6 (*a*), 6 (*c*), 6 (*d*) and 6 (*e*) are withdrawn as the said Company by its Standing Orders has provided for giving 30 days' leave with pay to its clerks at Hubli although the Indian Factories Act provides for only 10 days' leave with pay. As regards demand No. 6 (*b*) the said Company's Standing Orders do not provide for sick leave,

Demands.	Settlements.
	so the said Company agrees to give 10 days' leave with pay as sick leave to a clerk at Hubli who is duly certified to be ill and unable to attend to the work by the Medical Officer of the Company.
7. No employee should be deprived of any benefits under any of the schemes on account of his leaving the service voluntarily or if he is made to leave service by the management on any ground.	7. The Company agrees that it shall not deprive any member of the clerical staff at Hubli of any benefits on account of his leaving the service except in accordance with the rules and legislation for the time being in force and the Standing Orders, Provident Fund scheme and/or other schemes. The Provident Fund when established and other schemes for the benefit of the employees of the said Company shall be governed by the rules and regulations that may be made in that behalf. The rest of the demand, viz. that no employee should be deprived of any benefits under any of the schemes if he is made to leave the service by the management on any ground, is withdrawn.

Dated at Bombay, this 14th day of April 1949.

(Signed) B. K. NADKARNI,
General Secretary,
Rashtriya Girni Mazdur Sangh.

The Manager,
The Bharat Spinning & Weaving Co. Ltd., by the hand of
(Signed) MATHURADAS DAYALDAS,
Assistant Manager,
The Bharat Spinning & Weaving Co. Ltd.

(Signatures of the Parties.)

(Signed) E. J. S. RAM,
Conciliator.
14th April 1949.

D. G. KALE,
Registrar, Bombay Industrial Relations Act.
Bombay, 20th April 1949.

777/46 137

BY THE REGISTRAR, BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 265/49.—In exercise of the powers conferred on me under section 58 (*l*) of the Bombay Industrial Relations Act, 1946, and Rule 65 of the Bombay Industrial Relations Rules, 1947, I have on this 22nd day of August 1949 recorded the following settlement reached between the management of the Bharat Spg. & Wvg. Co. Ltd., Hubli and the Rashtriya Girni Mazdoor Sangh, Hubli, on the 5th of August 1949 in respect of a dispute settled through the intervention of Dr. H. G. Abhyankar, Conciliator appointed under the Act for the local area of the Hubli Municipal Borough :—

MEMORANDUM OF SETTLEMENT

(Names of the Parties.)

Representing Employers :—
Mr. Toolsidas, Manager, Bharat Spg. & Wvg. Co. Ltd., Hubli.

Representing Employees :—
Mr. B. Nadkar, General Secretary, Rashtriya Girni Mazdur Sangh, Hubli.

Short Recital of the Case.

The Manager, The Bharat Spinning & Weaving Company, Limited, Hubli, gave a notice of change in Form " K " dated 8th July 1949 to the General Secretary. The Rashtriya Girni Mazdur Sangh, Hubli, proposing retrenchment of 50 per cent. of the 100 permanent Reelers caused by conversion of machines in the Reeling Department from hand drive to power drive. No agreement was reached and report in Form " N " was sent to the Conciliator on 18th July 1949. The conciliation was held at Hubli on the 5th August 1949 and the following agreement was reached :—

Terms of Settlement.

(1) The Management may carry out the retrenchment as proposed in the notice of change in Form " K " dated 8th July 1949.

(2) This settlement is made without prejudice to the claims of the retrenched employees for bonus for the year 1948–49 and Holidays with pay.

For the Employer,
For the Bharat Spg. & Wvg. Co. Ltd.,
(Signed) Naranjee Toolsidas,
Manager.

For the Employees,
(Signed) B. Nadkar,
General Secretary,
The Rashtriya Girni Mazdur Sangh, Hubli.

(Signed) H. G. ABHYANKAR,
Conciliator,
5th August 1949.

D. G. KALE,
Registrar,
Bombay Industrial Relations Act.

Bombay, 22nd August 1949.

No. CL/BIR/ 10853
Office of the Commissioner of Labour,
Wellington Cinema Building, Bombay 2.
22-9-50

From

The Chief Conciliator,
Bombay Industrial Relations Act, 1946,
B O M B A Y.

To

The Secretary to the Government of Bombay,
Labour and Housing Department, Secretariat,
B O M B A Y.

Subject:- Dispute between the Bharat Spinning & Weaving Co., Ltd., Hubli and its employees, represented by the Rashtriya Girni Majdur Sangh, Hubli.

Sir,

As required under Section 58(3) read with Section 65 of the Bombay Industrial Relations Act, 1946, I have the honour to forward herewith the report dated the 20th Sept. 1950, of Shri. L.C.Joshi, Conciliator, regarding the dispute between the Bharat Spinning & Weaving Co., Ltd., Hubli and the Rashtriya Girni Majdur Sangh, Hubli, relating to employees' demand for Bonus for 1949-50.

LABOUR & HOUSING DEPARTMENT.
FILE NO 777/46
A DATED 25-9-50
SERIAL N 43253

Yours faithfully,

CHIEF CONCILIATOR.

J-A
26/9 AF.
9/8.

Labr & H. Deptt
A

Submitted for information.
As the parties have entered into a submission, it is not necessary to publish the report.
27.9.50

28/9

29/9/50

30/9/50

3

LETTER.

No. Dy.C.L.(A)/B- 16704
Office of the Dy. Commissioner of
Labour(Administration),Wellington
Cinema Bldg.,Dhobi Talao,Bombay 2.
20th September 1950.

From

Shri L.C.Joshi, B.A.(Hons.),
Conciliator, Bombay Industrial Relations Act.

To

The Chief Conciliator,
Bombay Industrial Relations Act, Bombay.

Subject:- Dispute in the Bharat Spg. & Wvg. Co.Ltd., Hubli.

Report under Section 58 read with Section 65 of the Bombay Industrial Relations Act, 1946.

On 21st August 1950 the Rashtriya Girni Majdur Sangh, Hubli, the representative union, ~~gave a notice~~ gave a notice of change in form 'L' to the Manager, Bharat Spg. & Wvg. Co. Ltd., Hubli demanding payment of bonus to each employee of the mills, for the year 1949-50 equal to 1/3rd of the total wages earned by him during that year. As no agreement was possible between the parties, the report in form 'N' dated 29th August 1950 sent to the Conciliator, was received by him on 2nd September and registered on 6th September 1950.

Conciliation proceedings in the dispute were held on 14th September 1950 at Hubli, when both the parties agreed in writing to submit the dispute to the arbitration of the Industrial Court under Section 58(6) of the Bombay Industrial Relations Act.

The conciliation proceedings in the dispute have, therefore, been discontinued as required by Section 64(b) of the Act.

C... OF LABOUR
I... No. 13353
Date of ...ipt 20-9-50
F... No.

Conciliator.

LABOUR & HOUSING DEPARTMENT.
FILE NO 777/46 A
DATED 19-9-50
SERIAL NO 42398

No. CL/BIR/ 10697
Office of the Commissioner of Labour,
Wellington Cinema Building, Bombay 2.
18th September 1950.

From

The Chief Conciliator,
Bombay Industrial Relations Act, 1946,
B O M B A Y.

To

The Secretary to the Government of Bombay,
Labour and Housing Department, Secretariat,
B O M B A Y.

Subject:- Dispute between the Bharat Spg., & Wvg., Co., Ltd., Hubli, and its employees, represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

Sir,

As required under Section 58(3) read with Section 65 of the Bombay Industrial Relations Act, 1946, I have the honour to forward herewith the report dated 13th September 1950, of Shri. L. C. Joshi, Conciliator, regarding the dispute between the Bharat Spg., & Wvg., Co., Ltd., Hubli and its employees represented by the Rashtriya Girni Mazdoor Sangh, Hubli, relating to employees' demand for gratuity, provident fund, and paid festival holidays.

Yours faithfully,

CHIEF CONCILIATOR.

TVR/AF.
9/8.

L & H Dept (A)

The notification at P 5 post may issue.
The dispute has been referred for arbitration under Sec 73-A of the Act.

LETTER. 5

No.Dy.C.L.(A)/B-15731
Office of the Dy. Commissioner of
Labour(Administration),Wellington
Cinema Bldg.,Dhobi Talao,Bombay 2.
13th September 1950.

From

Shri L.C.Joshi, B.A.(Hons.),
Conciliator, Bombay Industrial Relations Act.

To

The Chief Conciliator,
Bombay Industrial Relations Act, Bombay.

OFFICE OF THE
COMMISSIONER OF LABOUR
Inward No. 12881
Date of receipt 13-9-50
File No.

Subject:- Dispute in the Bharat Spg.& Wvg.Co.Ltd.,Hubli.
Report under Section 58 read with Section 65
of the Bombay Industrial Relations Act,1946.

On 16th July 1950, the Rashtriaya Girni Majdur Sangh, Hubli, the Representative Union, served a notice of change in form 'L' on management of Bharat Spg.& Wvg. Co.Ltd., Hubli, demanding (1) gratuity, (2) provident fund and (3) paid festival holidays to every employee of the Mills. As no agreement was possible between the parties, the report in form 'N' dated 29th July 1950 sent to the Conciliator was received by him on 1st August 1950 and the dispute was registered on the very day.

Conciliation proceedings in the dispute were held on 8th August 1950, when the management requested for an adjournment of the case till 11th September 1950 and the Sangh agreed to it by a letter dated 9th September 1950, however, the General Secretary of the Rashtriya Girni Mazdur Sangh, Hubli, informed the Conciliator that ~~he had~~ he had on 1st September 1950 referred the dispute for the arbitration of the Industrial Court under Section 73-A of the Act.

Under the circumstances the conciliation proceedings in the dispute have been discontinued as required by Section 64(b) of the A

Conciliator.

Extra. No. 641 Registered No. B-1

The

Bombay Government Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

FRIDAY, 22ND SEPTEMBER 1950.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART I-L—Notification.

LABOUR AND HOUSING DEPARTMENT

Bombay Castle, 20th September 1950.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 777/46.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (Bom. XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (3) of section 58 read with section 65 of the Act:—

No. Dy. C.L.(A)/B-15731.

Office of the Deputy Commissioner of
Labour (Administration),
Wellington Cinema Building, Bombay 2,
September 1950.

From—Shri L. C. Joshi, B.A. (Hons.), Conciliator, Bombay Industrial Relations Act;-

To—The Chief Conciliator, Bombay Industrial Relations Act.

Subject.—Dispute in the Bharat Spinning and Weaving Co. Ltd., Hubli.
Report under section 58 read with section 65 of the Bombay Industrial Relations Act, 1946.

On 16th July 1950, the Rashtriya Girni Majdur Sangh, Hubli, the representative union, served a notice of change in form "L"

on management of Bharat Spinning and Weaving Co. Ltd., Hubli, demanding (1) gratuity, (2) provident fund and (3) paid festival holidays to every employee of the Mills. As no agreement was possible between the parties, the report in form "N" dated 29th July 1950 sent to the Conciliator was received by him on 1st August 1950 and the dispute was registered on the very day.

Conciliation proceedings in the dispute were held on 8th August 1950, when the management requested for an adjournment of the case till 11th September 1950 and the Sangh agreed to it. By a letter dated 9th September 1950, however, the General Secretary of the Rashtriya Girni Mazdur Sangh, Hubli, informed the Conciliator that on 1st September 1950 he had referred the dispute for the arbitration of the Industrial Court under section 73-A of the Act.

Under the circumstances the conciliation proceedings in the dispute have been discontinued as required by section 64 (b) of the Act.

(Signed) L. C. JOSHI,
Conciliator.

By order of the Governor of Bombay,

G. V. DAVE,
Under Secretary to Government.

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS

Below a copy of Government Notification, Labour and Housing Department, No. 777/46 dated the 20th Sept 1950.

****

No. 777/46 - A

Labour and Housing Department,
Bombay Castle, 5th Oct 1950.

Forwarded with compliments to :-

The Chief Conciliator, Bombay (with 10 spare copies) with reference to his letter No.CL/BIR/ 10697 dtd the 18th Sept 1950.

The Deputy Commissioner of Labour (Information), Bombay.

By order of the Governor of Bombay,

Received 5-10-50

For Under Secretary to the Government of Bom.
Labour and Housing Department.

No.CL/BIR/ 1768

Office of the Commissioner of Labour,
Wellington Cinema Building, Dhobi Talao,
Bombay, Dated the 20th Sept. 1950.

From

The Chief Conciliator,
Bombay Industrial Relations Act, 1946.
Bombay.

To

The Secretary to the Government of Bombay,
Labour Department, Secretariat,
Bombay.

Subject:- Dispute between the Bharat Sppinning & Weaving Co. Ltd., Hubli, and its employees.

Sir,

As required under Section 58(3) of the Bombay Industrial Relations Act, 1946, I have the honour to forward herewith the report dated the 19th Sept. 1950 of Mr. L.C.Joshi Conciliator, regarding the dispute between the Bharat Sppinning & Weaving Co. Ltd., Hubli and the Rashtriya Majdoor Sangh, Hubli, (Representative Union) relating to employees' demands for Holidays with pay.

Yours faithfully,

CHIEF CONCILIATOR.

V/27/10

LABOUR & HOUSING DEPARTMENT.
FILE NO 777/46
A DATED 21/9/50
SERIAL NO. 42674

Land HO

the notification at p.7 post may issue first.

22.9.50

26/9/50

Land HO
26/9/50

LETTER

No.Dy.C.L.(A)/B- 15495
Office of the Deputy Commissioner
of Labour (Administration),
Wellington Cinema Building,Bombay 2.
/9/5 September 1950.

From

Shri L.C.Joshi, B.A.(Hons.),
Conciliator,
Bombay Industrial Relations Act.

To

The Chief Conciliator,
Bombay Industrial Relations Act,
B o m b a y.

Subject:- The Bharat Spg. & Wvg.Co.Ltd., Hubli.
Dispute in --
--

Report under Section 58(2) of the Bombay Industrial Relations Act, 1946, regarding the dispute between the Bharat Spg.& Wvg.Co.Ltd, Hubli and their employees represented by the Rashtriya Girni Majdur Sangh, Hubli(Representative Union) relating to the demands in respect of holidays with pay, etc.

On 11th July 1950, the General Secretary of the Rashtriya Girni Majdur Sangh served a notice of change on the Manager, Bharat Spg.& Wvg.Co.Ltd., Hubli making the following demands:

1. That all those employees who have worked for 230 or more days should be granted Holidays with pay or an equal amount in cash as per agreement reached between the Rashtriya Mill Mazdoor Sangh, Bombay and the Millowners' Association,Bombay

2. That in case of employees who are entitled for more than 10 days under Section 79 of the Factories Act,1948, Holidays with pay or an equal amount in cash be granted to them according to the provisions of that Act subject to such relaxations as are agreed to between the Rashtriya Mill Mazdoor Sangh, Bombay and the Millowners' Association,Bombay

Regd. No. 13248
Date of receipt 19-9-50
File No.

As no agreement was possible between the parties, a report in form 'N' was sent to the Conciliator on 23rd July 1950. The dispute was entered in the register under Section 55 of the Bombay Industrial Relations Act on 1st August 1950. Conciliation proceedings in the dispute were held on 8th August and 14th September 1950. On 8th August 1950, the representative of the management requested for an adjournment and the Union representative agreed to it. The proceedi were, therefore, adjourned by mutual consent to 11-9-50. In the meeting held on 14th September 1950 the Conciliator suggested that the management should grant the demands made by the Union. The management's representatives, however, declined to accept the sugges tion made by the Conciliator. They were also not prepared to make a ~~refer~~ submission of the dispute to the Industrial Court for arbitra

P.T.O

tion under Section 58(6) of the Bombay Industrial Relations Act. Hence it is regretted that the conciliation proceedings have ended in failure.

Conciliator.

K:18.9.

157 5

CONFIDENTIAL REPORT.

The Bharat Spg.& Wvg.Co.Ltd., Hubli.

The Union proposes to move the Industrial Court in the matter under Section 73A of the Bombay Industrial Relations Act, 1946.

Conciliator.

K:18.9.

Labs & H. Deptt
A

Please see the confidential report of the Conciliator at p. 5.

As the Rashtriya Girni Kamgar Sangh, Hubli, (Representative Union) proposes to refer the dispute to the Industrial Court under Section 73-A of the B.I.R. Act, ~~the~~ ~~seems~~ arbitration need not be considered.

6.10.50

AS. 6/10/50

Secy. 7/10

H.M.(Labs). 10/10/50

Extra. No. 656 Registered No. B-1

The

Bombay Government Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

TUESDAY, 26TH SEPTEMBER 1950.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART I-L—Notification.

LABOUR AND HOUSING DEPARTMENT.

Bombay Castle, 26th September 1950.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 777/46.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (Bom. XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (3) of section 58 of the Act:—

No. Dy. C.L.(A)/B-

Office of the Deputy Commissioner of Labour (Administration),
Wellington Cinema Building, Bombay 2.
September 1950.

From

Shri L. C. Joshi, B.A. (Hons.), Conciliator, Bombay Industrial Relations Act;

To

The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Subject.—The Bharat Spg. & Wvg. Co. Ltd., Hubli.
Dispute in —

Report under section 58 (2) of the Bombay Industrial Relations Act, 1946, regarding the dispute between the Bharat Spg. &

Wvg. Co. Ltd., Hubli, and their employees represented by the Rashtriya Girni Majdur Sangh, Hubli (Representative Union), relating to the demands in respect of holidays with pay, etc.

On 11th July 1950, the General Secretary of the Rashtriya Girni Majdur Sangh served a notice of change on the Manager, Bharat Spg. & Wvg. Co. Ltd., Hubli, making the following demands:—

1. That all those employees who have worked for 230 or more days should be granted Holidays with pay or an equal amount in cash as per agreement reached between the Rashtriya Mill Mazdoor Sangh, Bombay and the Millowners' Association, Bombay.

2. That in case of employees who are entitled for more than 10 days under section 79 of the Factories Act, 1948, Holidays with pay or an equal amount in cash be granted to them according to the provisions of that Act subject to such relaxations as are agreed to between the Rashtriya Mill Mazdoor Sangh, Bombay and the Millowners' Association, Bombay.

As no agreement was possible between the parties, a report in form "N" was sent to the Conciliator on 23rd July 1950. The dispute was entered in the register under section 55 of the Bombay Industrial Relations Act on 1st August 1950. Conciliation proceedings in the dispute were held on 8th August and 14th September 1950. On the 8th August 1950, the representative of the management requested for an adjournment and the Union representative agreed to it. The proceedings were, therefore, adjourned by mutual consent to 11th September 1950. In the meeting held on 14th September 1950 the Conciliator suggested that the management should grant the demands made by the Union. The management's representatives, however, declined to accept the suggestion made by the Conciliator. They were also not prepared to make a submission of the dispute to the Industrial Court for arbitration under section 58(6) of the Bombay Industrial Relations Act. Hence it is regretted that the conciliation proceedings have ended in failure.

(Signed) L. C. JOSHI,
Conciliator.

By order of the Governor of Bombay,

G. V. DAVE,
Under Secretary to Government.

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS

Below a copy of Government Notification, Labour and Housing Department, No. 777/46 dated the 26th Sept 1950.

****

No. 777/46-A

Labour and Housing Department,
Bombay Castle, 24th Oct 1950.

Forwarded with compliments to :-

The Chief Conciliator, Bombay (with 10 spare copies)
with reference to his letter No.CL/BIR/10768
dtd
dated the 20th Sept- 1950.

The Deputy Commissioner of Labour (Information), Bombay.

By order of the Governor of Bombay,

Issued 24-10-50

or B.B. 21-10-50

18/10/50

For Under Secretary to the Government of Bom
Labour and Housing Department.

167-A

LABOUR & HOUSING DEPARTMENT.
FILE NO. 777/46 &A
A DATED 19-6-51
SERIAL NO. 24935-

No. 7599
OFFICE OF THE INDUSTRIAL COURT,
Barracks at Foreshore Road,
Back Bay Reclamation, B'bay-1,
Dated 19th June 1951.

The Secretary to the Govt.of Bombay,
Labour & Housing Department,
Secretariat, Bombay-1.

Subject:- Submission (IC) No. 55 of 1950.
Between the Rashtriya Girni Mazdoor Sangh,
Hubli and the Bharat Spg.& Wvg.Co.Ltd.Hubli.

S i r,

I am directed to enclose herewith for your information a copy of the ~~ORDER~~/AWARD made by the Industrial Court in the above matter.

Labour and Housing Department
Submitted for information.
No Comments.
21/6/51.

Yours faithfully,

for Registrar,
INDUSTRIAL COURT.

Encl:1.
brr/14.

IN THE INDUSTRIAL COURT, BOMBAY.

SUBMISSION (IU) No. 55 OF 1950.

BETWEEN

The Rashtriya Girni Kamdoor Sangh, Hubli

AND

The Bharat Spinning and Weaving Company, Limited, Hubli.

In the matter of an industrial dispute regarding Bonus for the year 1949-50.

Industry:- Cotton Textile,

Present:- Mr. K.C.Sen, President,

Appearances:- Mr. K.P.Deshpande for the Sangh,

Mr. R.J.Kolah instructed by Messrs. Kumar Nadkarni Cathna & Co. Attorneys for the Company.

AWARD.

This submission concerns a dispute regarding bonus for the year 1949-50 between the Bharat Spinning and Weaving Company, Limited, Hubli and its employees represented by the Rashtriya Girni Kamdoor Sangh, Hubli. Their demand is for 1/3rd of the wages paid during the year.

2. The audited balance sheets for the years 1948-49 and 1949-50 have been filed by the company. They show that there is no case for bonus for 1949-50. During that year the Net profits of the company amounted to only Rs.5,526-10-7 as compared with the previous year's net profit of Rs. 3,41,226-12-9. Dividends have been paid since 1938-39 at the rate of 5 per cent. in most of the years, in one year at the rate of 6 per cent. and in two years at the rate of 8 per cent. For the year 1949-50 no dividend has been declared and the managing agents have given up their commission. The decrease in the profit is ascribed by the company mostly to the rise in the prices of raw cotton and other materials combined with the reduction in ceiling prices in cloth cotton and yarn and to the increase in wages and dearness allowance. In the balance sheet for 1949-50 no depreciation has been shown. According to the company most of the machinery, valued originally at about Rs. 32½ lakhs, is old, new machinery having been added during the last 10 years worth only about Rs. 1 lakh. The present company purchased about 1920 the business and machinery of the previous company. The machinery replacement fund, on

57/71

shown in the balance sheet, amounts to Rs. 15 lakhs, the paid-up capital being Rs. 32,75,000. The company has estimated the future life of most of the machinery as not more than 10 years. They still thus require a large sum for replacing the machinery. In this view and in view of the very scarce profits made it is not possible to grant any bonus to the employees. The demand for bonus is, accordingly, rejected.

Sd. K. C. Sen
President.

Sd. K. R. Venkar.
Registrar,

Bombay, 12/15 June 1951.

KI.5/6.

LABOUR & HOUSING DEPARTMENT.
FILE NO. 777/46
A DATED 23/6/51
SERIAL NO. 25644

NO.CL/BIR/ 6736.
Office of the Commissioner of Labour,
Wellington Cinema Building, Dhobi Talao,
Bombay. 23rd June ~~April~~ 1951.

From

The Chief Conciliator,
Bombay Industrial Relations Act, 1946,
B O M B A Y.

To

The Secretary to the Government of Bombay,
Labour and Housing Department, Secretariat,
B O M B A Y.

Subject:- Dispute between the Bharat Spinning and Weaving Co.,Ltd., Hubli, and its employees, represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

Sir,

As required under Section 58(3) ~~xxxxxxxxxxxxxxxxxxx~~ ~~xx~~ of the Bombay Industrial Relations Act, 1946, I have the honour to forward herewith the report dated 19th June 1951 of Shri A.C. Amdekar, Conciliator, regarding the dispute between the Bharat Spinning and Weaving Co., Ltd., Hubli, and the Rashtriya Girni Mazdoor Sangh, Hubli, relating to the workers' demand for minimum wage, ~~and~~ standardization of wages, etc

Yours faithfully,

CHIEF CONCILIATOR.

Br.,
12/4/1951.

The notification at p.9 post may issue first.

26/6/51

26/6/51

LETTER

No.Dy.C.L.(A)/B- 13337
Office of the Deputy Commissioner
of Labour (Administration),
Wellington Cinema Building, Bombay
19 June 1951.

From

Shri A.C.Amdekar, M.A.,
Conciliator, Bombay Industrial Relations Act.

To

The Chief Conciliator,
Bombay Industrial Relations Act,
B o m b a y.

OFFICE OF THE
COMMISSIONER OF LABOUR
Inward No. 12010
Date of receipt 20-6-51

Subject:- The Bharat Spinning & Weaving Company Ltd, Hubli
Dispute regarding minimum wage and standardization of wages.

--

Report under Section 58(2) of the Bombay Industrial Relations Act, 1946 regarding the dispute between the Bharat Spinning and Weaving Company Ltd, Hubli and its workers represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

On 8th May 1951, the Rastriya Girni Mazdoor Sangh (Representative Union) gave a notice of change to the manager, Bharat Spinning and Weaving Company Ltd., Hubli demanding that the minimum wage in the mills should be fixed at Rs. 26/- p.m., and wages of all classes of employees and for all classes of work should be revised, raised and standardised to secure a fair living wage standard for the employees and special allowances and rates should be fixed r rationalised processes. As there was no agreement between the parties, 'N' form was sent to the Conciliator on 17th May 1951. The Conciliator found that the subject matter of the notice of change was covered under a subsisting award of the Industrial Court, Bombay on Reference 19 of 1947. The Rastriya Girni Mazdoor Sangh had however given on 4th April 1951, a notice for terminating the above award as required under Section 116 of the Bombay Industrial Relations Act and in virtue of Section 64 of the Act, the dispute could be taken into conciliation only after the award actually stood terminated. The Conciliator, therefore, informed the parties accordingly and registered the dispute on 5th June 1951.

Both the parties were called for a discussion at Bombay on 14th June 1951. The representative of the Sangh attended the proceedings, but the management did not attend. The Sangh stated that at present the workers of the mill are paid wages which compare very unfavourably with those paid to th textile mill workers at other Centres such as Gokak, Barsi and Kolhapur and it wanted that the wage and the whole wage structure is fixed on an equitable basis after taking into consideration what workers are paid in other comparable Centres of Textile industry. As the management's representative was not present, the Managing Agents of the company who have their office at Bombay were requested by a letter to send their representative for a discussio in the matter the next day and the proceedings were adjourned till then.

On 15th June 1951, the Conciliator received a letter from the Managing Agents acknowledging the receipt of the previous letter of appointment and stating that they were advised that the notice of change herein ought to have been given by the Sangh only after the expiry of the period of 2 months commencing from the service of the notice terminating the consent award i.e. from 4th April 1951. They said that the Sangh's notice dated 8th May 1951 is therefore bad in law and added, they were further advised that the conciliation proceedings are not at all justifiable in law and hence they could not carry on with the same. In the circumstances it is regretted that the proceedings have been treated as having ended in a failure.

Conciliator.

K:19.

CONFIDENTIAL REPORT.

The Bharat Spinning & Weaving Company Ltd.,
Hubli.

No minimum wage was fixed in the old consent award and it appears the wages fixed under the award which is now terminated requires to be placed on a proper basis. The management did not appear before me even though I had a talk with their Shri Mujumdar over the phone explaining the facts of the case. As the management did not attend conciliation proceedings, nothing could be done to ensure an amicable settlement. The Sangh wants arbitration and it is likely to apply under Section 73A after some time.

A

Conciliator.

K:19.

Lab & H.D

Please see the failure report of the Conciliator in the dispute between the Bharat Spinning and Weaving Co. Ltd, Hubli and its employees represented by the Rashtriya Girni Mazdoor Sangh Hubli, regarding the employees demands for minimum wages and standardization of wages.

The representative of the management did not attend the conciliation proceedings as, according to the management, the notice of change given by the Sangh was bad in law. The management contended that the notice of change ought to have been given by the Sangh only after the expiry of a period of two months commencing from the service of the notice of terminating the consent award. The conciliation failed because the management did not attend the proceedings.

The R.G.M. Sangh, Hubli, being representative and approved union in the local area, is competent to refer the dispute under Sec 73 A of the IR Act. In view of 'A' on p.5, the dispute need not be referred for arbitration under Sec 73 by Govt.

25.6.51

29.6.51

9.7.51

10/6157

Extra No. 275 REGISTERED No. B-)

The

Bombay Government Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

SATURDAY, 30TH JUNE 1951.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART I-L—Notifications.

LABOUR AND HOUSING DEPARTMENT.

Bombay Castle, 26th June 1951.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 777/46-I.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (3) of section 58 of the Act:—

No. Dy. C.L.(A)/B-10337.
Office of the Deputy Commissioner of Labour (Administration),
Wellington Cinema Building, Bombay 2.
19th June 1951.

From

Shri A. C. Amdekar, M.A., Conciliator, Bombay Industrial Relations Act;

To

The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Subject.—The Bharat Spinning & Weaving Company Ltd., Hubli.
Dispute regarding minimum wage and standardization of wages.

Report under section 58(2) of the Bombay Industrial Relations Act, 1946, regarding the dispute between the Bharat Spinning &

Weaving Company Ltd., Hubli, and its workers represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

On 8th May 1951, the Rashtriya Girni Mazdoor Sangh (Representative Union) gave a notice of change to the Manager, Bharat Spinning and Weaving Company Ltd., Hubli, demanding that the minimum wage in the mill should be fixed at Rs. 26 p. m. and wages of all classes of employees and for all classes of work should be revised, raised and standardised to secure a fair living wage standard for the employees and special allowances and rates should be fixed for rationalised processes. As there was no agreement between the parties, "N" form was sent to the Conciliator on 17th May 1951. The Conciliator found that the subject matter of the notice of change was covered under a subsisting award of the Industrial Court, Bombay, on Reference 19 of 1947. The Rashtriya Girni Mazdoor Sangh had however given on 4th April 1951, a notice for terminating the above award as required under section 116 of the Bombay Industrial Relations Act and in virtue of section 64 of the Act, the dispute could be taken into conciliation only after the award actually stood terminated. The Conciliator, therefore, informed the parties accordingly and registered the dispute on 5th June 1951.

Both the parties were called for a discussion at Bombay on 14th June 1951. The representative of the Sangh attended the proceedings, but the management did not attend. The Sangh stated that at present the workers of the mill are paid wages which compare very unfavourably with those paid to the textile mill workers at other Centres such as Gokak, Barsi and Kolhapur, and it wanted that the wage and the whole wage structure is fixed on an equitable basis after taking into consideration what workers are paid in other comparable Centres of Textile Industry. As the management's representative was not present, the Managing Agents of the Company who have their office at Bombay were requested by a letter to send their representative for a discussion in the matter the next day and the proceedings were adjourned till then.

On 15th June 1951, the Conciliator received a letter from the Managing Agents acknowledging the receipt of the previous letter of appointment and stating that they were advised that the notice of change herein ought to have been given by the Sangh only after the expiry of the period of 2 months commencing from the service of the notice terminating the consent award, i.e., from 4th April 1951. They said that the Sangh's notice, dated 8th May 1951, is therefore, bad in law and added that they were further advised that the conciliation proceedings are not at all justifiable in law and hence they could not carry on with the same. In the circumstances it is regretted that the proceedings have been treated as having ended in a failure.

(Signed) A. C. AMBEKAR,
Conciliator.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 777/48-II.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (3) of section 58 of the Act:

No. Dy. C.L.(A)/B-10334.

Office of the Deputy Commissioner of
Labour (Administration),
Wellington Cinema Building, Bombay 2.

19th June 1951.

From

Shri A. C. Amdekar, M.A., Conciliator, Bombay Industrial Relations Act:

To

The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Subject.—The Bharat Spinning & Weaving Company Ltd., Hubli.
Demand for increased dearness allowance.

Report under section 58(2) of the Bombay Industrial Relations Act, 1946, regarding the dispute between the Bharat Spinning & Weaving Company Ltd., and its workers represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

On 8th May 1951, the Rashtriya Girni Mazdoor Sangh (Representative Union), gave a notice of change to the Manager, Bharat Spinning and Weaving Company Ltd., Hubli, demanding that owing to the abnormal increase in the cost of living in Hubli, the Company should pay to every employee (operative), the dearness allowance at the rate granted to the textile workers in Sholapur according to the principle of sliding scale related to the cost of living index. As there was no agreement, "N" form was sent to the Conciliator on 17th May 1951. The Conciliator found that the subject matter of the notice of change was covered under a subsisting award of the Industrial Court, Bombay, on Reference 19 of 1947. The Rashtriya Girni Mazdoor Sangh had however, given on 4th April 1951, a notice for terminating the above award as required under section 116 of the Bombay Industrial Relations Act and in virtue of section 64 of the Act, the dispute could be taken into conciliation only after the award actually stood terminated. The Conciliator, therefore, informed the parties accordingly and registered the dispute on 5th June 1951.

Both the parties were called for a discussion at Bombay on 14th June 1951. The representative of the Sangh attended the conciliation proceedings, but the management did not attend. The Managing Agents of the Company who have their office at

Bombay, were, therefore, requested by a letter to send their representative for a discussion in the matter the next day and the proceedings were adjourned till then.

On 15th June 1951, the Conciliator received a letter from the Managing Agents acknowledging the receipt of his previous letter of appointment and stating that they were advised that the notice of change herein ought to have been given by the Sangh only after the expiry of the period of two months commencing from the service of the notice terminating the consent award, i.e., from 4th April 1951. They wrote that the Sangh's notice, dated 8th May 1951 is, therefore, bad in law and added that they were further advised that the conciliation proceedings were not at all justifiable in law and hence they could not carry on with the same. The Conciliator informed them that the notice of change cannot be said to be bad in law. The Managing Agents had, however, communicated their decision not to take part in the conciliation for the reasons given in their letter. In the circumstances, it is regretted the conciliation proceedings have been treated to have ended in a failure.

(Signed) A. C. AMDEKAR,
Conciliator.

Bombay Castle, 27th June 1951.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 1665/48.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator, under sub-section (3) of section 58 read with section 65 of the Act:—

No. Dy. C.L.(A)/B-10456.

Office of the Deputy Commissioner of
Labour (Administration),
Wellington Cinema Building, Bombay 2.

21st June 1951.

From

Dr. A. V. R. Rao, M.A., Ph.D., Conciliator, Bombay Industrial Relations Act, Bombay

To

The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Subject.—New Pralhad Mills Ltd., Bombay.

Dispute in the—

Report under section 58 read with section 65 of the Bombay Industrial Relations Act, 1946, regarding the dispute in the New

Pralhad Mills Ltd., Bombay, relating to the management's proposal to reduce the posts of reelers and winders owing to fall in work.

On 14th February 1951, the Manager of the New Pralhad Mills Ltd., Bombay, gave a notice of change in form 'K' to the Rashtriya Mill Mazdoor Sangh, proposing to reduce the number of posts of reelers to 10, Colour Winders to 7, Grey Winders to 70 and Universal Winders to 10. As no agreement was possible between the parties form 'N' was sent to the Conciliator on 8th March 1951 (the period for arriving at an agreement having mutually been extended up to 7th March 1951) and the same was registered by him on 14th March 1951.

Conciliation proceedings were held first on 24th March 1951 and thereafter the parties adjourned by mutual consent from time to time till 18th June 1951, when the representative of the Rashtriya Mill Mazdoor Sangh stated that they would like to refer the matter to the Arbitration of the Industrial Court under section 73A. In view of this the conciliation proceedings in the dispute have been discontinued as required by section 64(*b*) of the Act.

(Signed) A. V. R. RAO,
Conciliator.

By order of the Governor of Bombay.

B. B. BRAHMBHATT,
Assistant Secretary to Government.

I-L—34 (Lino)

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.

Below a copy of Government Notifications' Labour and Housing Department, Nos. 777/46 I, 777/46 J, dated the 26th June 1951.
665/48

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No. 777/46 I-A
Labour and Housing Department,
Bombay Castle 26th July 1951.

Forwarded with compliments to :-

The Chief Conciliator, Bombay (with 10 spare copies) with reference to his letters No. CL/BIR/ 6736, 6737, 6779 dated the 25/26 June 1951.

The Deputy Commissioner of Labour (Information), Bombay.

By order of the Governor of Bombay,

For Under Secretary to the Government of Bombay,
Labour and Housing Department.

LABOUR & HOUSING DEPARTMENT.
FILE NO. 777/46
A DATED 23/6/51.
SERIAL NO. 25642

NO.CL/BIR/ 6737
Office of the Commissioner of Labour,
Wellington Cinema Building, Dhobi Talao,
Bombay. 23rd June ~~April~~ 1951.

From

The Chief Conciliator,
Bombay Industrial Relations Act, 1946,
B O M B A Y.

To

The Secretary to the Government of Bombay,
Labour and Housing Department, Secretariat,
B O M B A Y.

Subject:- Dispute between the Bharat Spinning and Weaving Co., Ltd., Hubli and its employees, represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

Sir,

As required under Section 58(3) ~~xxxxxxxxxxxxxxxxxx~~ of the Bombay Industrial Relations Act, 1946, I have the honour to forward herewith the report dated 19th June 1951 of Shri A. C. Amdekar, Conciliator, regarding the dispute between the Bharat Spinning and Weaving Co., Ltd., Hubli and the Rashtriya Girni Mazdoor Sangh, Hubli, relating to the workers' demand for ~~increased~~ dearness allowance, according to the principle of sliding scale related to the cost of living index.

Yours faithfully,

CHIEF CONCILIATOR.

Br.,
12/4/1951.

Labour

The notification at p. 7 post may issue first

26.6.51

Gs

26/6/51

Letter.

No.Dy.C.L.(A)/B- 10334
Office of the Dy. Commissioner of Labour
(Administration), Wellington Cinema Bldg.,
Bombay No.2. 19 June 1951.

From

Shri A. C. Amdekar, M.A.,
Conciliator, Bombay Industrial Relations Act.

To

OFFICE OF THE COMMISSIONER OF LABOUR
Inward No. 12011.
Date of receipt 20-6-51

The Chief Conciliator,
Bombay Industrial Relations Act,
Bombay.

Subject:- The Bharat Spinning & Weaving Company Ltd., Hubli
Demand for increased dearness allowance

***

Report under Section 58(2) of the Bombay Industrial Relations Act, 1946 regarding the dispute between the Bharat Spinning & Weaving Company Ltd. and its workers represented by the Rastriya Girni Mazdoor Sangh, Hubli.

On 8th May 1951, the Rastriya Girni Mazdoor Sangh (Representative Union) gave a notice of change to the Manager, Bharat Spinning and Weaving Company Ltd.,Hubli demanding that owing to the abnormal increase in the cost of living in Hubli, the Company should pay to every employee (operative), the dearness allowance at the rate granted to the textile workers in Sholapur according to the principle of sliding scale related to the cost of living index. As there was no agreement, 'N' form was sent to the Conciliator on 17th May 1951. The Conciliator found that the subject matter of the notice of change was covered under a subsisting award of the Industrial Court, Bombay on Reference 19 of 1947. The Rastriya Girni Mazdoor Sangh had however given an 4th April 1951, a notice for terminating the above award as required under Section 116 of the Bombay Industrial Relations Act and in virtue of Section 64 of the Act, the dispute could be taken into conciliation only after the award actually stood terminated. The Conciliator, therefore, informed the parties accordingly and registered the dispute on 5th June 1951.

Both the parties were called for a discussion at Bombay on 14th June 1951. The representative of the Sangh attended the conciliation proceedings, but the management did not attend. The Managing Agents of the Company who have their office at Bombay were, therefore requested by a letter to send their representative for a discussion in the matter the next day and the proceedings were adjourned till then.

On 15th June 1951, the Conciliator received a letter from the Managing Agents acknowledging the receipt of his previous letter of appointment and stating that they were advised that the notice of change herein ought to have been given by the Sangh only after the expiry of the period of 2 months commencing from the service of the notice terminating the consent award i.e. from 4th April 1951. They wrote that the Sangh's notice dated 8th May 1951 is, therefore, bad in law and added that they were further advised that the conciliation proceedings were not at all justifiable in law and hence they could not carry on with the same. The Conciliator informed them that the notice of change cannot be said to be bad in law. The Managing Agents had, however, communicated their decision not to take part in the conciliation for the reasons given in their letter. In the circumstances, it is regretted the conciliation proceedings have been treated to have ended in a failure.

Conciliator.

P.T.O.

Confidential Report.

The Bharat Spinning & Weaving Company Ltd., Hubli.

The present rate of dearness allowance is 14 annas per day and seems to require revision. The Sangh made it clear that the demand was possibly is made on behalf of the mill operatives and not clerks. No conciliation was possible owing to the attitude taken by the management and as none attended the conciliation though I had explained all facts on the phone to their Shri Muzumdar. The Sangh wanted arbitration. It is,however, likely to apply under Section 73A of the Act after some time.

Conciliator.

Certificate No. 6-197 - Draft Notification 26.6.51

(Limited copy at ₱201 boost)

Lab & H.D

A

Foregoing papers pertain to the dispute between the Bharat Spinning and Weaving Co. Ltd, Hubli, and its employees, represented by the Rashtriya Girni Mazdoor Sangh, Hubli, relating to the employees' demand for dearness allowance according to the principle of sliding scale related to the cost of living.

Sh. P. ii

The dispute was registered only after the termination of the existing award after giving two month's notice as required under the Act although the notice of change was given by the Sangh before the actual termination of the Award. The management contended that the notice of change was bad in law. The conciliation failed as the management did not attend the proceedings.

The Rashtriya Girni Mazdoor Sangh, Hubli, being a representative and approved union is competent to refer the dispute to arbitration under Sec 73-A of the BIR Act. In view of 'x' on p. 5 ante no reference may be made by Govt under Sec 73 of the BIR Act.

29.6.51

29/6/51

9/7/51

10/7/51

9/4/7

Sec'y

HM(Lab)

Extra No. 27a REGISTERED No. B-1

The

Bombay Government Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

SATURDAY, 30TH JUNE 1951.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART I-L—Notifications.

LABOUR AND HOUSING DEPARTMENT.

Bombay Castle, 26th June 1951.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 777/46-I.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (3) of section 58 of the Act:—

No. Dy. C.L.(A)/B-10337.
Office of the Deputy Commissioner of Labour (Administration),
Wellington Cinema Building, Bombay 2.
19th June 1951.

From

Shri A. C. Amdekar, M.A., Conciliator, Bombay Industrial Relations Act;

To

The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Subject.—The Bharat Spinning & Weaving Company Ltd., Hubli.

Dispute regarding minimum wage and standardization of wages.

Report under section 58(2) of the Bombay Industrial Relations Act, 1946, regarding the dispute between the Bharat Spinning &

Copies of BGG sent under this Dept endt
No 777/46-I-A dt. -26-7-51

Weaving Company Ltd., Hubli, and its workers represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

On 8th May 1951, the Rashtriya Girni Mazdoor Sangh (Representative Union) gave a notice of change to the Manager, Bharat Spinning and Weaving Company Ltd., Hubli, demanding that the minimum wage in the mill should be fixed at Rs. 26 p. m. and wages of all classes of employees and for all classes of work should be revised, raised and standardised to secure a fair living wage standard for the employees and special allowances and rates should be fixed for rationalised processes. As there was no agreement between the parties, "N" form was sent to the Conciliator on 17th May 1951. The Conciliator found that the subject matter of the notice of change was covered under a subsisting award of the Industrial Court, Bombay, on Reference 19 of 1947. The Rashtriya Girni Mazdoor Sangh had however given on 4th April 1951, a notice for terminating the above award as required under section 116 of the Bombay Industrial Relations Act and in virtue of section 64 of the Act, the dispute could be taken into conciliation only after the award actually stood terminated. The Conciliator, therefore, informed the parties accordingly and registered the dispute on 5th June 1951.

Both the parties were called for a discussion at Bombay on 14th June 1951. The representative of the Sangh attended the proceedings, but the management did not attend. The Sangh stated that at present the workers of the mill are paid wages which compare very unfavourably with those paid to the textile mill workers at other Centres such as Gokak, Barsi and Kolhapur, and it wanted that the wage and the whole wage structure is fixed on an equitable basis after taking into consideration what workers are paid in other comparable Centres of Textile Industry. As the management's representative was not present, the Managing Agents of the Company who have their office at Bombay were requested by a letter to send their representative for a discussion in the matter the next day and the proceedings were adjourned till then.

On 15th June 1951, the Conciliator received a letter from the Managing Agents acknowledging the receipt of the previous letter of appointment and stating that they were advised that the notice of change herein ought to have been given by the Sangh only after the expiry of the period of 2 months commencing from the service of the notice terminating the consent award, i.e., from 4th April 1951. They said that the Sangh's notice, dated 8th May 1951, is therefore, bad in law and added that they were further advised that the conciliation proceedings are not at all justifiable in law and hence they could not carry on with the same. In the circumstances it is regretted that the proceedings have been treated as having ended in a failure.

(Signed) A. C. AMDEKAR,
Conciliator.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 777/48-II.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator under sub-section (3) of section 58 of the Act:

No. Dy. C.L.(A)/B-10334.

Office of the Deputy Commissioner of
Labour (Administration),
Wellington Cinema Building, Bombay 2.

19th June 1951.

From

Shri A. C. Amdekar, M.A., Conciliator, Bombay Industrial Relations Act;

To

The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Subject.—The Bharat Spinning & Weaving Company Ltd., Hubli.
Demand for increased dearness allowance.

Report under section 58(2) of the Bombay Industrial Relations Act, 1946, regarding the dispute between the Bharat Spinning & Weaving Company Ltd., and its workers represented by the Rashtriya Girni Mazdoor Sangh, Hubli.

On 8th May 1951, the Rashtriya Girni Mazdoor Sangh (Representative Union), gave a notice of change to the Manager, Bharat Spinning and Weaving Company Ltd., Hubli, demanding that owing to the abnormal increase in the cost of living in Hubli, the Company should pay to every employee (operative), the dearness allowance at the rate granted to the textile workers in Sholapur according to the principle of sliding scale related to the cost of living index. As there was no agreement, "N" form was sent to the Conciliator on 17th May 1951. The Conciliator found that the subject matter of the notice of change was covered under a subsisting award of the Industrial Court, Bombay, on Reference 19 of 1947. The Rashtriya Girni Mazdoor Sangh had however, given on 4th April 1951, a notice for terminating the above award as required under section 116 of the Bombay Industrial Relations Act and in virtue of section 64 of the Act, the dispute could be taken into conciliation only after the award actually stood terminated. The Conciliator, therefore, informed the parties accordingly and registered the dispute on 5th June 1951.

Both the parties were called for a discussion at Bombay on 14th June 1951. The representative of the Sangh attended the conciliation proceedings, but the management did not attend. The Managing Agents of the Company who have their office at

Bombay, were, therefore, requested by a letter to send their representative for a discussion in the matter the next day and the proceedings were adjourned till then.

On 15th June 1951, the Conciliator received a letter from the Managing Agents acknowledging the receipt of his previous letter of appointment and stating that they were advised that the notice of change herein ought to have been given by the Sangh only after the expiry of the period of two months commencing from the service of the notice terminating the consent award, i.e., from 4th April 1951. They wrote that the Sangh's notice, dated 8th May 1951 is, therefore, bad in law and added that they were further advised that the conciliation proceedings were not at all justifiable in law and hence they could not carry on with the same. The Conciliator informed them that the notice of change cannot be said to be bad in law. The Managing Agents had, however, communicated their decision not to take part in the conciliation for the reasons given in their letter. In the circumstances, it is regretted the conciliation proceedings have been treated to have ended in a failure.

(Signed) A. C. AMDEKAR,
Conciliator.

Bombay Castle, 27th June 1951.

BOMBAY INDUSTRIAL RELATIONS ACT, 1946.

No. 1665/48.—In pursuance of the provisions of sub-section (4) of section 58 of the Bombay Industrial Relations Act, 1946 (XI of 1947), the Government of Bombay is pleased to publish the following report of conciliation proceedings forwarded to it by the Chief Conciliator, under sub-section (3) of section 58 read with section 65 of the Act:—

No. Dy. C.L.(A)/B-10456.

Office of the Deputy Commissioner of
Labour (Administration),
Wellington Cinema Building, Bombay 2.

21st June 1951.

From

Dr. A. V. R. Rao, M.A., Ph.D., Conciliator Bombay Industrial Relations Act, Bombay;

To

The Chief Conciliator, Bombay Industrial Relations Act, Bombay.

Subject.—New Pralhad Mills Ltd., Bombay.

Dispute in the —

Report under section 58 read with section 65 of the Bombay Industrial Relations Act, 1946, regarding the dispute in the New

Pralhad Mills Ltd., Bombay, relating to the management's proposal to reduce the posts of reelers and winders owing to fall in work.

On 14th February 1951, the Manager of the New Pralhad Mills Ltd., Bombay, gave a notice of change in form 'K' to the Rashtriya Mill Mazdoor Sangh, proposing to reduce the number of posts of reelers to 10, Colour Winders to 7, Grey Winders to 70 and Universal Winders to 10. As no agreement was possible between the parties form 'N' was sent to the Conciliator on 8th March 1951 (the period for arriving at an agreement having mutually been extended up to 7th March 1951) and the same was registered by him on 14th March 1951.

Conciliation proceedings were held first on 24th March 1951 and thereafter the parties adjourned by mutual consent from time to time till 18th June 1951, when the representative of the Rashtriya Mill Mazdoor Sangh stated that they would like to refer the matter to the Arbitration of the Industrial Court under section 73A. In view of this the conciliation proceedings in the dispute have been discontinued as required by section 64(*b*) of the Act.

(Signed) A. V. R. RAO,
Conciliator.

By order of the Governor of Bombay,

B. B. BRAHMBHATT,
Assistant Secretary to Government.

I-L—34 (Lino)

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.

LABOUR AND HOUSING DEPARTMENT.
FILE NO. (277/46
A 23-732
SERIAL NO. 29366

No. 9298
Office of the Industrial Court,
Foreshore Road Barracks,
Bombay-1, 22nd July, 1952.

The Secretary to the Government of Bombay,
Labour and Housing Department,
Secretariat, Bombay-1.

Subject:- Reference (IC) No. 253 of 1950.

Sir,

I am directed to forward herewith for your information a copy of the ~~Order~~/Award dated the 16th July, 1952, made by the Industrial Court, Bombay, in the above matter.

Yours faithfully,

for Registrar,
INDUSTRIAL COURT.

Encl:1.
brr/21/7.

P.T.O.

L. and H. Scott.
A

For information. The reference was under section 73-A of the B.S.R. Act File

DL
30/7/52

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15/52

17-5.

IN THE INDUSTRIAL COURT, BOMBAY.

Reference (IC) No.253 of 1950

ARBITRATION

BETWEEN

The Rashtriya Girni Majdur Sangh, Hubli.

AND

The Bharat Spinning and Weaving Company Limited, Hubli.

In the matter of an industrial dispute regarding Provident fund, gratuity and paid festival holidays.

Industry:- Cotton Textile.

Present:- Mr. K.C.Sen, President.

Appearances:- Mr.V.R.Hoshing for the Sangh.

Mr.N.Maneksha, Solicitor of M/S Romer Dadachanji Sethna & Co.for the Company.

AWARD.

This is a reference made under section 73A of the Bombay Industrial Relations Act, 1946, by the Rashtriya Girni Majdur Sangh, Hubli, on the question of gratuity, provident fund and paid festival holidays as regards the employees of the Bharat Spinning and Weaving Company Limited, Hubli. As regards the first two demands, they are rejected on the grounds on which similar demands have been rejected in the case of the cotton textile industry at Bombay and elsewhere. As regards the third demand, the number of working days in a year are stated to be 310. Therefore the utmost number of paid festival holidays to which the employees would be entitled would be 2 in a year. The company, however, has represented that its financial situation is such that it is not able to bear any burden on this account, particularly in view of the increasing demands made on its resources by the Government's provisions as regards provident fund and employees state Insurance. The Company has produced its balance sheets for 1949-50 and 1950-51. The first shows a small profit of Rs. 5,526 at the end of the year without, however, providing for any depreciation on its buildings, machinery, furniture, etc. Such depreciation has been shown in the next year in 1950-51 and

and would appear to be over Rs.50,000 annually. In the balance sheet of 1950-51 a total loss of over Rs.6,00,000 is shown at the end of the profit and loss account. The directors' report states that the mills had an accident in the shape of breakdown of a turbine which necessitated the mills not working for two months and that this accident has principally resulted in the loss. That suggests that the machinery of the company is very old Mr. Maneksha who has appeared for the company says that this is indeed so. At least 90 per cent of the machinery, the cost of which up-to-date is shown as Rs. 33.44 lakhs, is pre-war machinery. The amount of depreciation shown in respect of the machinery up-to-date is Rs.20.41 lakhs and the machinery replacement fund amounts to Rs. 15 lakhs. A total of these two amounts would not appear to be large in view of the need for the rehabilitation of old machinery. In both the years the managing agents have foregone their agency commission amounting to Rs.30,000 a year, it is said, nor have the shareholders been paid any dividends. These facts appear to indicate that it would be improper at this stage to allow the workers any paid holidays. The demand is, therefore, rejected.

Sd. K.R.Wagle,
Registrar,

Sd. K.C.Sen
President.

Bombay: 16th July 1952.

SMW/11

AND HOUSING
DEPARTMENT
No. 21/8/49-3346
A No. 3346 dated Tuesday the 26th August 1952

It is hereby notified that our Nos.1 & 2 Mills will continue to 2
1952 owing to stock of coal on hand to last upto 29 days. If before
25th September 1952 no further consignment of coal is received at the
Mills then they will be closed on and from 25-9-1952 till such time as
further coal supply becomes available.

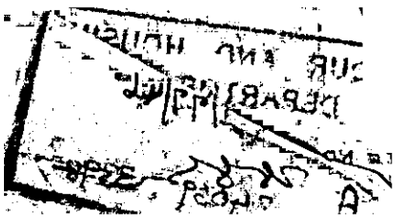
The Company has been making strenuous efforts to secure sufficient
quantity of coal immediately and without delay. In the event of the
closure of Mills, for the subsequent resumption of work, due notice
shall be given.

Hubli, 23rd August 1952.

OFFICE OF THE MINISTER FOR LABOUR AND HEALTH.
Recd. No. 26-8-52
Asst.
Passed on to Dept.
on

L. and H. Deptt.
A
For information
Secretary.

3/9/52



Copies forwarded with compliments to :-

1)The Dist.Transportation Superintendent,(Traffic),Dhanbad.
2)M/s.Burakhurs Coal Co.,Ltd.,The Bharat Coal Co.,Ltd.,Sonepur
3)Coal Controller, Coal Distribution,Council House,Calcutta.
4)The Commissioner of Labour,Secretariat,Bombay.
5)The Govt.Labour Officer,Old Palace,Bhurpur.
6)The Textile Commissioner, Inter Ocean,Oriental Estate,Bombay.
7)The District Magistrate,Amravati.
8) The Divisional Magistrate,Jat Circle, Dhanbad.
9) M/s.Investing Exchange & Co.,Ltd.,Air Fitchlers Chambers,15,Apollo street, Fort, Bombay.
10)Inspector of Factories, Factory Inspection Office,16/6 Ry.Lines,Kalupur.
11)Sub Inspector of Police, Bharuch Police Station, Dhanbad.
12)Sub Inspector of Police, City Police Station, Surat.
13)The District Superintendent of Police,Amravati.
14)The Labour Minister,Secretariat,Bombay.
15)The Inspector, Central Excise, The Bharat Coal Co.,Ltd., Dhanbad.
16)The Collector, Central Excise, Bombay.
17)The General Secretary, Bombay Mill Workers Union, Dhanbad.

213

DEVELOPMENT DEPARTMENT
File No. 777/46
Serial No. B 5207 3
Date 9/10/52

No. 18824.
Office of the Industrial Court,
Foreshore Road Barracks,
Bombay-1, 6th October 1952.

The Secretary to the Government of Bombay,
Development Department,
Secretariat, B o m b a y - 1 .

Subject:- Reference (IC) No. 132 of 1951.

S i r ,

I am directed to forward herewith for your information a copy of the Award dated the 6th October 1952, made by the Industrial Court, Bombay, in the above matter.

Yours faithfully,

for Registrar,
INDUSTRIAL COURT.

Encl:1.
brr/8/10.

P.T.O

Dev. Deptt.
G branch

Sr. n 2073 is submitted

for information

18/05/7

18/05/7

A.E.

IN THE INDUSTRIAL COURT, BOMBAY.

Reference (IC) No.132 of 1951.

ARBITRATION
Between

The Rashtriya Girni Mazdoor Sangh, Hubli

And

The Bharat Spinning & Weaving Co.Ltd.,Hubli

In the matter of dearness allowance.

Industry. - Cotton Textile.

Present. - Shri P.D. Vyas, Member.

Appearances. - Shri G.D. Ambekar and Shri H.S.Deshpande instructed by Shri D.B. Deopur for the Sangh.

Shri M.M. Jhaveri and Shri P.P.Khambatta instructed by Shri N.Maneksha of Messrs.Romer, Dadachanji Sethna & Co.,Solicitors,for the Mills Company.

A W A R D.

This is a reference under section 73A of the Bombay Industrial Relations Act prior to which the notice of change in the Form L was given on 8th May 1951 by the Rashtriya Girni Kamgar Sangh, Hubli (hereinafter called the Union or the Sangh) to the Bharat Spinning & Weaving Co.Ltd., Hubli (hereinafter called the Mills Company). The change desired under the said notice is mentioned in the annexure thereto and it is in the following terms:

"In view of abnormal increase in the cost of living in Hubli, the Company should pay to every employee the dearness allowance at the rates of dearness allowance granted to the textile workers in Sholapur according to the principle of sliding scale related to the cost of living index compiled by the Government of Bombay for Sholapur."

2. Following the aforesaid notice of change, there took place conciliation proceedings but the same having ultimately failed on 16.6.1951 the present reference was made by the Rashtriya Girni Mazdoor Sangh, Hubli, which is a representative union under the Bombay Industrial Relations Act for the textile industry in the Hubli local area. On the usual notices being issued, the General Secretary of the said Union has filed the statement of claim for and on behalf of the employees and the Managing Agents have filed

the written statement on behalf of the Mills Company. The Bharat Spinning & Weaving Company Ltd., is the only textile mills at Hubli and the case on behalf of the employees thereof is that they are getting dearness allowance at 14 annas per day which works out to a maximum of Rs 22-12 per month of 26 working days without any relation to th rise in the cost of living. The living conditions and the cost of living in Hubli are similar to those prevailing in Sholapur, and as such the Sangh demands that the dearness allowance should be fixed on the basis of the dearness allowance granted to a textile worker at Sholapur — according to the principle of the sliding scale related to the cost of living index compiled by the Government Of Bombay for Sholapur. Thus it is prayed that the dearness allowance of Rs 2-3-1 per day be awarded to the textile worker in Hubli, in the other words, the dearness allowance for the textile worker in Hubli should be equated with the dearness allowance paid to the textile worker in Sholapur from time to time.

3. Before proceeding with the aforesaid claim for dearness allowance on merits, I shall first consider one preliminary objection raised on behalf of the Mills Company. It appears that there was a previous reference between the parties, viz. Ref.No.19 of 1947 regarding fixation of minimum wage and increase in wages, dearness allowance, etc. and there an award was made by this Court on 26th August 1948 in terms of a settlement between the parties — vide Bombay Govt. Gazette Part I dated October 14, 1948 p.4580. It is contended on behalf of the Mills Company that the Union gave ~~the~~ notice ~~change~~ dated 4th April 1951 in the form Q (Ex.C.19) under sec.116(1) of the Bombay Industrial Relations Act read with Rule 74 of the Rules framed under the Act for the purpose of terminating the said award in Ref.No.19 of 1947 and before the expiration of the period of two months as laid down in the said Section 116(1) of the Act, gave a notice in the form L(Ex.C.21) on 8th May 1951 for the change which is the subject-matter of the present dispute. Shri Jhaveri for the Mills Company therefore argued that no notice of change could be given on 8.5.1951 before the two months period expired on 4.6.1951 and the notice of change

having been given when the said award was in force, the conciliation proceedings were not justified in law which point they had xx raised at the earliest stage. Once any report made by the Conciliator under sec.58 of the Act had no effect in law and accordingly the subsequent reference under sec.73A being illegal and void gave no jurisdiction to this Court to proceed with the same. It is true that the notice to terminate the award was given on 4.4.1951 so as the two months period under sec.116(1) of the Act would expire on 4.6.1951 and that in the meantime the notice of change in the Form L was given on 3.5.1951. At the same time it is an undisputed fact that the conciliator in virtue of sec.64 of the Act had actually registered the dispute on 5.6.1951 i.e. after the expiration of the period of two months as laid down in sec. 116(1) of the Act and thus the conciliation proceedings really commenced from that dated under sec. 55 of the Act. The Conciliator after having rightly entertained the dispute under sec. 55 of the Act, made thereafter the due failure report dated 19.6. 1951 under sec.58 of the Act which is published in the Bombay Government Gazette Part I-L dated 5.7.1951 at p.3324. Thus so far as the conciliation proceedings are concerned, the same cannot be said to be illegal or void and as for the notice of change, there is no provision under the Act which debarred the Union from giving the same on 3.5.1951 as it actually did. The only provision in this connection is to be seen in sub-section (3) of sec. 42 but that is in regard to the fresh notice of change with which we are not now concerned. In any case this is a reference under section 73A of the Act which lays down that notwithstanding anything contained in the Act, a representative union may at any time refer any industrial dispute for arbitration to the Industrial Court and there can be no doubt that the present is an industrial dispute within the meaning of the sub-clause (17) read with sub-clause (13) of section 3 of the Act. The Section 73A was subsequently added by an amending Act and the language there used is similar to xxx that in section 73 of the Act. In Suryaprakash Weaving Factory vs. the Industrial Court (52 Bom.L.R. p.902), it has been held by the Bombay High Court that under

section 73 of the Bombay Industrial Relations Act 1946, the power of the Government to refer an industrial dispute to the Industrial Court or to a Labour Court is not confined to those cases where an industrial dispute has taken the form of a notice of change being given by an employee as contemplated by section 42(2) of the Act; that the power of the Government is untrammelled; and that it can refer any industrial dispute to the Industrial Court provided it satisfies the conditions laid down in section 73. In that case all the relevant sections of the Act have been considered and looking to the plain language as used in section 73, it was found that a reference could be made under section 73 in case of an industrial dispute as defined in the Act, even in the absence of a previous notice of change under sec.42. On the same considerations and looking to the similar language used in sec.73A, it would be perfectly open to a representative union to refer any industrial dispute for arbitration to the Industrial Court in case the other requirements of the said section are fulfilled and no question of previous notice of change or conciliation proceedings arises The preliminary objection raised by the Mills Company is, therefore, overruled and the present reference has to be treated as valid and good.

4. Along with this reference there is another reference(IC) No.133 of 1951 between the present parties in the matter of minimum wage and standardization. Both these references were heard at one time and the questions to be decided in the same being interconnected, I have considered the same in my main Award in Ref.(IC) No.133 of 1951. For the reasons there given I direct that the Company shall pay dearness allowance at the rate of 71% of Sholapur which is equal to 1.25 pies per day for every rise of one point over 73 in the working class cost of living index number for Sholapur, with retrospective effect from 1st August 1951.

Sd. P.D. VYAS.

MEMBER.

Sd.K.V.Warhar.
REGISTRAR.

BOMBAY: 6th OCTOBER 1952.

PVR.3.10.

Office of the Labour Officer
Old Palace, Kolhapur.
Dated 28th August 1952.

Subject:- The Bharat Spg.& Wvg.Co. Ltd. Hubli.
Notice of closure of...

In continuation of this office report dated the 11th August 1952, on the above subject, I have the honour to report as under:-

The Management of the above Mills have now informed the workers on the 23rd August 1952, that the Mill would be continued to work for 29 days more from the 26th August 1952 to the 24th September 1952 as the Mills had stock of coal at hand to last for 26 days more.

The Management have further informed the workers that if no further consignment of coal is received till the 24th September 1952, the Mills would be closed from the 25th September 1952.

About 2560 employees would be affected in case of closure.

LABOUR OFFICER KOLHAPUR.

(PTO)

LABOUR AND HOUSING DEPARTMENT.
FILE NO. 777/56
34339
28-5-57
SERIAL NO.

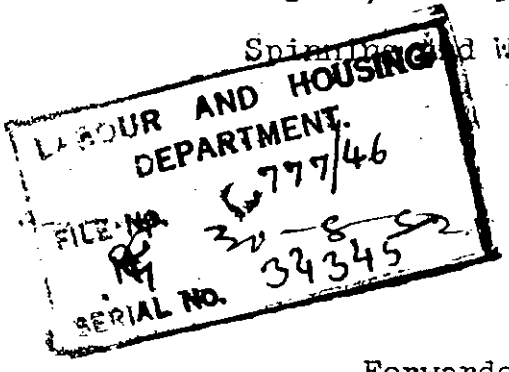
No. 3391
Office of the Labour Officer
Old Palace, Kolhapur.
Dated 28th August 1952.

Copy forwarded with compliments to:-

1) The Honourable the Minister for Labour Government of Bombay, Secretariat, Bombay.
2) The Secretary to the Government of Bombay, Labour and Housing Department Secretariat, Bombay.
3) The Commissioner of Labour, Bombay.
4) The Deputy Commissioner of Labour (Admn) Labour Section, Bombay.
5) The Deputy Commissioner of Labour (Inf) Bombay.
6) The Textile Commissioner, of Bombay.
7) The District Magistrate, Dharwar.

LABOUR OFFICER KOLHAPUR.

Below copy of the closure notice dated 23rd August, 1952 put up by the management of the Bharat Spinning and Weaving Co. Ltd., Hubli.



No. CL/M/13/ 11075
Office of the Commissioner of Labour,
Wellington Cinema Building, Bombay.2.
30th August, 1952.

Forwarded with compliments to the Chairman, Special Committee for Closures, Civil Secretariat (Annexe), Bombay.

COMMISSIONER OF LABOUR.

MK/NMK.
28-8-52.

Dear Desai.

Serial nos. 34339 and 34345 are submitted for information. necessary note has been taken.

1/9

True Copy

THE BHARAT SPINNING & WEAVING COMPANY, LIMITED, HUBLI.

NOTICE.

It is hereby notified that our No.I & II Mills will continue to work from Tuesday the 26th August 1952 upto Wednesday the 24th September 1952 owing to stock of coal on hand to last upto 29 days. If before 26th September 1952 no further consignment of coal is received at the Mills then they will be closed on and from 25-9-1952 till such time as further coal supply becomes available.

The Company has been making strenuous efforts to secure sufficient quanitity of coal immediately and without delay. In the event of the closure of Mills, for the subsequent resumption of work due notice shall be given.

Hubli: 23rd August 1952

MC
29/8/52

ನೋಟಿಸು

ಈ ನೋಟಿಸಿನ ಮೂಲಕ ತಿಳಿಸುವದೇನಂದರೆ ನಮ್ಮ ಕಂಪನಿಯ ನಂ.I & II ಗಿರಣಿಗಳು ದಿನಾಂಕ 26-8-52 ನೇ ಮಂಗಳವಾರದಿಂದ ದಿನಾಂಕ 24-9-52 ನೇ ಬುಧವಾರದವರೆಗೆ ನಡೆಯುವವು. ಆದರೆ ದಿನಾಂಕ 26-9-52 ನೇ ದಿವಸದವರೆಗೆ ನಂ. ೧ ಮತ್ತು ನಂ. ೨ ಗಿರಣಿಗಳಿಗೆ ಕಲ್ಲಿದ್ದಲು ಬರುವದಿಲ್ಲವಾದಲ್ಲಿ ದಿನಾಂಕ 25-9-52 ನೇ ದಿವಸದಿಂದ ಮುಂದೆ ಕಲ್ಲಿದ್ದಲು ಸರಬರಾಯಿ ಆಗುವವರೆಗೆ ಗಿರಣಿಗಳು ಮುಚ್ಚಲ್ಪಡುವವು. ಗಿರಣಿಗಳು ಮುಚ್ಚಲ್ಪಟ್ಟ ನಂತರ ಪುನಃ ಕೆಲಸ ಪ್ರಾರಂಭವಾಗುವ ದಿವಸದ ಮುಂಚೆ ಸೂಕ್ತ ನೋಟಿಸು ಕೊಡಲಾಗುವದು.

ಕಲ್ಲಿದ್ದಲು ಸರಬರಾಯಿ ಆಗುವಂತೆ ಕಲ್ಲಿದ್ದಲು ಸಿಗುವಲ್ಲಿ ಅತಿಶೀಘ್ರವಾಗಿ ಮತ್ತು ತಡವಿಲ್ಲದೆ ಪ್ರಯತ್ನಿಸಲಾಗುತ್ತಿದೆ ಎಂಬುದನ್ನು ಇದರಿಂದ ತಿಳಿಸಲಾಗಿದೆ. ಗಿರಣಿಗಳು ಮುಚ್ಚಲ್ಪಟ್ಟಲ್ಲಿ ಮುಂದೆ ಯಾವಾಗ ಪುನಃ ಕೆಲಸ ಪ್ರಾರಂಭವಾಗುವದೆಂಬುದನ್ನು ಸೂಕ್ತ ನೋಟಿಸು ಕೊಡಲಾಗುವದು.

ಹುಬ್ಬಳ್ಳಿ.
23-8-52.

For the Bharat Spg. & Wvg. Co.Ltd.,
Sd/- N.T.Das.
Manager.

THE BHARAT SPINNING & WEAVING COMPANY, LIMITED., HUBLI.

NOTICE

It is hereby notified that our No.I & II Mills will continue to work from Thursday the 25th of September 1952 upto Wednesday the 22nd October 1952 owing to stock of coal on hand to last upto 27 days. If before 23rd October 1952 no further consignment of coal is received at the Mills then they will be closed on and from 23-10-1952 till such time as further coal supply becomes available.

The Company has been making strenuous efforts to secure sufficient quantity of coal immediately and without delay. In the event of the closure of Mills, for the subsequent resumption of work due notice shall be given.

Hubli, 24th September 1952.
ask.

నోటీసు

ఈ నోటీసులోని ముఖ్యమైన విషయము ఏదో అందులో మీకు తెలిసి వుండవచ్చును కాని ఇంకా కొన్ని విషయాలు తెలియజేయవలసి వున్నది. ఈ నోటీసు ప్రకారం 22-10-1952 వరకు మాత్రమే బొగ్గు నిలువ వుంటుంది. ఆ తరువాత బొగ్గు సరఫరా అయ్యేవరకు మిల్లులు మూసివేయవలసి వస్తుంది. ఈ విషయాలు తెలియజేయడానికి ఈ నోటీసు ఇవ్వడమైనది.

DEVELOPMENT DEPARTMENT
File No. 777/46.
Serial No. G 5113
Date 3-10-52

For The Bharat Spg.& Wvg.Co.,Ltd.

Manager.

2/3/9

Office of the Labour Officer
Old Palace, Kolhapur.
Dated 28th September 1952.

Subject:- The Bharat Spg.& Wvg.Company Ltd.Hubli.
Notice of closure in....

In continuation of this office report dated the 28/29th August 1952, on the above subject, I have the honour to report as under:-

The Management of the Bharat Spg.& Wvg.Company Ltd. Hubli, has on the 24th September 1952, put up a notice informing the workers that the Mills would continue to work even after the 25th September 1952 to the 22nd October 1952, as the Mills had stock of coal at hand to last upto 27 days. The Management has further informed the workers that the Mills would be closed from the 23rd October 1952, in case no further consignment of coal was received.

It may be mentioned here that the Management had previously notified closure of the Mills from the 25th September 1952, for shortage of coal.

About 2560 workers would be affected by the above notice.

LABOUR OFFICER KOLHAPUR.

(P.T.O.)

No. 4045
Office of the Labour Officer
Old Palace, Kolhapur.
Dated 29th September 1952.

Forwarded with Compliments to:-

1) The Minister for Labour, Government of Bombay, Bombay.

2) The Secretary to the Government of Bombay, Development Department, Bombay.

3) The Commissioner of Labour, Bombay.

4) The Government Labour Officer, Bombay.

5) The Deputy Commissioner of Labour (Administration) Information Section, Bombay.

6) The District Magistrate, Dharwar.

7) Textile Commissioner ex Bombay.

LABOUR OFFICER KOLHAPUR.

DEVELOPMENT DEPARTMENT
File No. 777/46.
Serial No. SG 51171
Date. 3/10/52

D.D
9.
Serial Nos. 51113 and 51171 are submitted for information. Necessary action has been taken.

4/10/52.

4/10/52 For A.S.

-11

Below copy of notice dated the 24th September, 1952 put up by the Manager, The Bharat Spinning and Weaving Co. Ltd., Hubli.

DEVELOPMENT DEPARTMENT
File No. 777/46
Serial No. G 5139C
Date 6/10/52

No. CL/M/13/ 12382
Office of the Commissioner of Labour,
Wellington Cinema Building, Bombay.8.
4th October, 1952.

Forwarded with compliments to the Chairman, Special Committee for closures, Civil Secretariat, Fort, Bombay,

for COMMISSIONER OF LABOUR.

DP/TTK.
1-10-52.

Dev. Dept.
9.
For information. A copy has already been received.

7/10/52

for AS

7/10/52

THE BHARAT SPINNING & WEAVING COMPANY, LIMITED., HUBLI.

N O T I C E.

It is hereby notified that our No. I & II Mills will continue to work from Thursday the 25th of September 1952 upto Wednesday the 22nd October, 1952, owing to stock of coal on hand to last upto 27 days. If before 23rd October 1952 no further consignment of coal is received at the Mills then they will be closed on and from 23rd October, 1952 till such time as further coal supply becomes available.

The company has been asking strenuous efforts to secure sufficient quantity of coal immediately and without delay. In the event of the closure of Mills for the subsequent resumption of work due notice shall be given

Hubli, 24th September, 1952

BMK/3-10-52.

Office of the Labour Officer
old Palace, Kolhapur.
Dated 15th October 1952.

Subject:- The Bharat Sug.& Wvg.Company Ltd,Hubli.
Notice of closure in...

In continuation of this office report dated the 1st October 1952, on the above subject, I have the honour to report as under:-

On enquiries, it is learnt that the Management had 1081-12-0 tons of coal at hand and 246-6-0 tons of coal in Railway Transit at the time of putting up the notice.

It may be mentioned here that the Management had put up a notice on 24-9-1952 for closure of the Mills from 23-10-52 in case no supplies of coal are received before that date. The daily consumption of coal is about 35 tons.

About 2560 workers would be affected in case of closure of the Mills.

DEVELOPMENT DEPARTMENT
File No. 777/46
Serial No. G 53186
Date 20/10/52

LABOUR OFFICER KOLHAPUR.

(P.T.O.)

No. 4278
Office of the Labour Officer
Old Palace, Kolhapur.
Dated 15th October 1952.
16

Forwarded with compliments to:-

1) The Minister for Labour, Government of Bombay, Secretariat, Bombay.
2) The Secretary to the Government of Bombay, Development Department, Secretariat, Bombay
3) The Government Labour Officer, Bombay.
4) The Deputy Commissioner of Labour (Admn)-Information Section, Bombay.
5) Textile Commissioner Bombay.
6) The District Magistrate, Dharwar.

LABOUR OFFICER KOLHAPUR.

Dev. Dept. /6

Submitted for information

21/10/52

THE BHARAT SPINNING & WEAVING COMPANY LIMITED HUBLI

N O T I C E.

It is hereby notified that our No.I & II Mills will continue to work from 23-10-1952 upto 1st Novr.1952 owing to stock of coal on hand to last upto 10 days. If before 2-11-1952 no further consignment of coal is received at the Mills them they will be closed on and from 3-11-1952 till such time as further coal supply becomes available.

The Company has been making strenuous efforts to secure sufficient quantity of coal immediately and without delay. In the event of the closure of Mills, for the subsequent resumption of work due notice shall be given.

Hubli, 21-10-1952
DSS

DEVELOPMENT DEPARTMENT
777/46
54142
29/10/52

For The Bharat Spg.& Wvg.Co.Ltd.,

Manager.

Copies forwarded with compliments to :-

1) The Dist.Transportation Supdt (Traffic) Hubli.
2) M/s.Purshotam Govindjee & Co., Managing Agents,The Bharat Spg.& Wg.Co.Ltd., Bombay.
3) Coal Controller, Coal Distribution, 1 Council House, Calcutta.
4) The Commissioner of Labour, Secretariat, Bombay.
5) The Govt.Labour Officer, Old Palace, Kolhapur.
6) The Textile Commissioner Wittet Road, Ballard Estate, Bombay.
7) The District Magistrate, Dharwar.
8) Sub Divisional Magistrate, 1st class, Hubli.
9) M/s.Govindjee Madhowjee & Co., Ltd., Sir Vithaldas Chambers, 16, Apollo Street, Fort, Bombay.
10) Inspector of Factories, Factory Inspection Office,162/6 Mylines Sholapur.
11) Sub Inspector of Police,Suburban Police Station, Hubli.
12) - do - - do - City Police Station, Hubli.
13) The District Supdt. of Police, Dharwar.
14) The Labour Minister, Secretariat, Bombay.
15) The Inspector, Central Excise, The Bharat Spg.& Wg.Co.Ltd., Hubli.
16) The Collector, Central Excise, Bombay.
17) The General Secretary, Rashtriya Girani Mazdoor Sangh, Hubli.

for information.

THE BHARAT SPINNING WEAVING COMPANY LTD HUBLI

N O T I C E

It is hereby notified that our No.I & II Mills will continue to work from 11-11-52 upto 22-11-52 owing to stock of coal on hand to last up to 11 days. If before 23-11-52 no further consignment of coal is received at the Mills then they will be closed on and from 23-11-52 till such time as further coal supply becomes available.

The Company has been making strenuous efforts to secure sufficient quantity of coal immediately and without delay. In the event of the closure of Mills, for the subsequent resumption of work due notice shall be given.

Hubli 10-11-52
DSS

ನೋಟೀಸು

ಈ ನೋಟೀಸಿನ ಮೂಲಕ ತಿಳಿಸುವದೇನಂದರೆ- ನಮ್ಮೂರು ಗಣಿ ವಿಷಯ ನಿಶಿಗಾಗುವಷ್ಟು ಕಲ್ಲಿದ್ದಲಿಯು ಇಲ್ಲ್ ಇದ್ದ ಕಾರಣ ತಾ।೧೧-ಗ-೫೨ ರಿಂದ ತಾ।೨೨-೧೧-೫೨ ರವರೆಗೆ ನೇ.೧ ಮತ್ತು ೨ ಗಿರಣಿ ಗಳು ನಡೆಯುವವು. ತಾ।೨೩.೧೧.೫೨ ಒಳಗಾಗಿ ಕಲ್ಲಿದ್ದಲಿಯು ಬಾರದಿದ್ದಲ್ಲಿ ತಾ।೨೩-೧೧-೫೨ ರಿಂದ ನಿಶಿಗಾಗುವಷ್ಟು ಕಲ್ಲಿದ್ದಲಿಯು ವ್ಯವಸ್ಥೆಯಾಗುವವರೆಗೆ ನಿಮ್ಮ ಗಿರಣಿಗಳನ್ನು ಬಂದು ಇಡಲ್ಪಡುವವು.

ಕೆಂಪಿಯವರು ನಿಶಿಗಾಗುವಷ್ಟು ಕಲ್ಲಿದ್ದಲಿಯು ಬಿಲ್ಲ್ಕೆ ಯಾಗುವ ತನಕ ಕೆಲಸಗಾರರಿಗೆ ಸಂಬಳ ಮತ್ತು ಮಿಸಲು ಖರ್ಚಿಗಾಗಿ ಹಣವನ್ನು ಕಳುಹಿಸಿದ್ದಾರೆ. ಇಂದು ಸೋಳ್ಳೆ ಇಂದು ಇಡಲ್ಪಟ್ಟಿದೆ ಮುಂದೆ ಯಾವಾಗ್ಗೆ ಬಾಲು ಮಾಡುವರೆಂಬ ಬಗ್ಗೆ ಅಕ್ಷೇಪ್ಯ ನೋಟೀಸನ್ನು ಕೊಡಲಾಗುವದು

ಕ್ಷಮಿಸಿ.
ತಾ।೧೦-೧೧-೫೨

DEVELOPMENT DEPARTMENT
File No. 222/48
Serial No. 55775
Date 3/11/52

For the Bharat Spg.& Wg.Co.Ltd.,
Manager.

Copies forwarded with compliments to :-

1) The Dist.Transportation Supdt. (Traffic),Hubli.
2) M/s.Purshotam Govindjee & Co.Managing Agents,The Bharat Spg.& Mg. Co.Ltd., Bombay.
3) Coal Controller, Coal Distribution 1 Council House, Calcutta.
4) The Commissioner of Labour, Secretariat, Bombay.
5) The Government Labour Officer, Old Palace,Kolhapur.
6) The Textile Commissioner, Mittel Road, Ballard Estate, Bombay.
7) The District Magistrate, Dharwar.
8) Sub Divisional Magistrate, 1st Class, Hubli.
9) M/s.Govindjee Nadhavjee & Co.Ltd., Sir Vithaldas Chambers, 16, Apollo Street,Fort,Bombay.
10) Inspector of Factories,Factory Inspection Office 102/6 Al-Limas Sholapur.
11) Sub Inspector of Police Suburban Police Station, Hubli.
12) - do - - do - City Police station Hub^x.
13) The District Supdt. of Police, Dharwar.
14) The Labour Minister, Secretariat, Bombay.
15) The Inspector, Central Excise,The Bharat Spg.& Mg.C^o.Ltd., Hubli.
16) The Collector, Central Excise,Bombay.
17) The General Secretary, Rashtriya Girani Mazdur S^g, Hubli.
18) The Govt.Labour Officer, and Additional Factory Inspector, Sholapur.

For information. A copy
This was already submitted.

A.I.

CONFIDENTIAL

OFFICE OF THE LABOUR OFFICER,
Sholapur, 24/2 November 1952.

Subject:-Bharat Spg. & Wvg.Co.Ltd.,Hubli.
Proposed closure of the I and II Mills
of the .....

In continuation of this office report dated the 16th November 1952 on the subject mentioned above I have to state that the management of the Bharat Spg. & Wvg.Co.Ltd.,Hubli has informed this office today i.e.24th November that it has further extended the date of the closure of the I and II Mills upto 17-12-1952 as it has got a stock of coal on hand which would last upto 17th December 1952.

Labour Officer,Sholapur.

No. 4904

OFFICE OF THE LABOUR OFFICER,
Sholapur, 24th November 1952.

Respectfully submitted to:-

1.The Minister for Labour,Bombay.
2.The Secretary to the Govt.of Bombay,Development Dept.Bombay.
3.The Government Labour Officer,Bombay.
4.The Depity Commissioner of Labour(Administration),Information Section,Bombay.

(P.T.O.)

VELOPMENT DEPARTMENT
File No. FI 777/46
26.11.52
Serial No. 6 2844

5.The District ~~District~~ Magistrate,Dharwar.
6.The Textile Commissioner,Bombay.

MG/-24.11.52. ..... Labour Officer,Sholapur.

THE BHARAT SPINNING & WEAVING COMPANY LIMITED HUBLI

N O T I C E

It is hereby notified that our No.I & II Mills will continue to work from 23-11-52 upto 17+12-52 owing to stock of coal on hand to last upto 21 days. If before 18-12-52 no further consignment of coal is received at the Mills then they will be closed on and from 18-12-52 till such time as further coal supply becomes available.

The Company has been making strenuous efforts to secure sufficient quantity of coal immediately and without delay. In the event of the closure of Mills, for the subsequent resumption of work due notice shall be given.

Hubli 22-11-1952
DSS

DEVELOPMENT DEPARTMENT
File No. 777/46
Serial No. 56963
Date 24/11/52

For The Bharat Spg.& Wg.Co.Ltd.,

Manager.

Copies forwarded with compliments to :-

1) The Dist. Transportation Supdt. (Traffic), Hubli.
2) M/s. Purshotam Govindjee & Co. Managing Agents, The Bharat Spg. & Wvg. Co.Ltd.,Bombay.
3) Coal Controller, Coal Distribution 1 Council House Calcutta.
4) The Commissioner of Labour, Secretariat, Bombay.
5) The Govt. Labour Officer, Old Palace, Kolhapur.
6) The Textile Commissioner, Wittet Road, Ballard Estate, Bombay.
7) The District Magistrate, Dharwar.
8) Sub Divisional Magistrate, 1st Class, Hubli.
9) M/s. Govindjee Madhowjee & Co.Ltd., Sir Vithaldas Chambers, 16, Apollo Street, Fort, Bombay.
10) Inspector of Factories, Factory Inspection Office 162/6 Rly. Lines Sholapur.
11) Sub Inspector of Police Suburban Police Station, Hubli.
12) Sub Inspector of Police City Police station Hubli.
13) The District Supdt. of Police, Dharwar.
14) The Labour Minister, Secretariat, Bombay.
15) The Inspector, Central Excise, The Bharat Spg. & Wvg. Co. Ltd., Hubli.
16) The Collector, Central Excise, Bombay.
17) The General Secretary, Rashtriya Girani Mazdoor Sangh, Hubli.
18) The Government of Labour Officer, and Additional Factory Inspector, Sholapur.

2376

Serial numbers 2644 and 58153 are submitted for information. Necessary note is taken. A copy of the Mill's notice dt. 21st Nov. 52 has already been endorsed to the T.C., B'bay. No action seems necessary on these papers. They may be filed.

23/11/52

FILE CLOSED

7.12.52

4/12/52

A.S.

4/12 FILE CLOSED